

GAHC010038242026



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Crl.Pet./277/2026

MOZAMMIL HAQUE
S/O LATE HABIBAR RAHMAN
R/O MISSION ROAD, WARD NO. 3, KOLAHABHANGA, P.S. BARPETA ROAD,
DIST. BARPETA, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REP BY THE PP, ASSAM

2:NAVAJIT DEKA
ASSTT. SUB INSPECTOR

S/O LATE GOBINDA DEKA
C/O HOWLY POLICE STATION
DIST. BARPETA
ASSA

Advocate for the Petitioner : MR. R ALI, MISS. S PARBIN, MR H A AHMED

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA

ORDER

27-02-2026

Heard Mr. R. Ali, learned counsel for the petitioner and Mr. P. Borthakur,
learned Additional Public Prosecutor, Assam.

This is an application filed under Section 528 BNSS praying for quashing of the impugned Charge Sheet No. 01/2022, dated 09.01.2022 filed against the petitioner under Section 379 IPC read with Section 11(1)(a)(b)(d)(e) of Prevention of Cruelty to Animal Act and also the impugned order dated 12.01.2022, passed by the learned SDJM (S), Barpeta in PRC Case No. 11/2022.

Issue notice to the respondents through speed post as well as through usual process.

As the State respondent is represented by the learned Addl. PP, no formal notice need be issued, however, extra copies be served during the course of the day.

Registry shall call for the scanned copy of the Trial Court Record along with the case diary.

Considering the submission of Mr. Ali, learned counsel for the petitioner, the further proceeding in PRC Case No. 11/2022 against the petitioner is hereby stayed till next date of listing.

List this matter after 4(four) weeks, on a date to be fixed by the Registry.

JUDGE

Comparing Assistant