

GAHC010039332023



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

Case No. : CrI.A./67/2023

HITESH BARMAN
S/O SWATI BARMAN,
R/O DOLOIGAON, BHATIPARA,
P.S. AND DIST.- BONGAIGAON, ASSAM.

VERSUS

THE STATE OF ASSAM AND ANR.
REP. BY P.P., ASSAM.

2:KALPANA GHOSH
W/O CHITU GHOSH

VILL.- BHAKARIVITA

P.O.- BHAKARIVITA

P.S. AND DIST.- BONGAIGAON
ASSAM
PIN- 783380

Advocate for the Petitioner : MR. A R SIKDAR

Advocate for the Respondent : PP, ASSAM

Linked Case : I.A.(CrI.)/144/2023

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S/O SWATI BARMAN
R/O DOLOIGAON
BHATIPARA
P.S. AND DIST.- BONGAIGAON
ASSAM.

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ASSAM
PIN- 783380.

Advocate for : MR. A R SIKDAR
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR.

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 03.04.2024
[M. Choudhury, J]

Heard Ms. S. Newar, learned counsel for the appellant and Ms. S. Jahan, learned Additional Public Prosecutor for the respondent no. 1, State of Assam.

Ms. Jahan, learned Additional Public Prosecutor has submitted that the Officer In-Charge, Bongaigaon Police Station vide a Communication dated 02.04.2024 has reported that the attempts to serve notice upon the respondent

no. 2 at the address given in the Memo of Appeal resulted in failure. From the case records of Special Case no. 13[BGN]/2020, it transpires that during the course of the trial, summons upon the respondent no. 2 was served at another address.

Ms. Jahan, learned Additional Public Prosecutor has submitted that an endeavour will be made to serve notice upon the respondent no. 2 at the address given in the summons through the Officer In-Charge, Bongaigaon Police Station.

List the case after 4 [four] weeks for service report upon the respondent no. 2.

JUDGE

JUDGE

Comparing Assistant