

GAHC010043752025



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

**Case No. : Crl.Pet./251/2025**

POOJA UPADHYAY  
D/O JAGDISH UPADHYAY  
R/O VILL-BALEMU  
PIN-790002  
DIST. WEST KAMENG, ARUNACHAL PRADESH.

VERSUS

CHANDRAMANI AND ANR.  
S/O VINDHYACHAL PATHAK  
R/OVILL-KANT DIHESH  
P.O. BHUJAINI  
DIST.SANT KABIR NAGAR,  
PIN-272175, UTTAR PRADESH.

2:THE STATE OF ASSAM  
REP BY THE PP  
ASSA

**Advocate for the Petitioner** : MR. A ROY, MS N T MANPOONG,MR. B DEKA

**Advocate for the Respondent** : PP, ASSAM,

**BEFORE  
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

**ORDER**

**Date : 05.03.2025**

Heard Mr. B. Deka, learned counsel for the petitioner. Also heard Mr. R. R. Kaushik, the learned Additional Public Prosecutor for the respondent No. 2.

This application under Section 528 of BNSS, 2023 has been filed by the petitioner, namely, Pooja Upadhyay, impugning the order dated 09.09.2024 as well as 13.11.2024, passed by the Court of the learned Judicial Magistrate 1<sup>st</sup> Class, Kamrup (M), in C. R. Case No. 616/2024.

Issue notice to the respondent No. 2.

The petitioner shall take steps for service of notice to the respondent no.2 by registered post with A/D as well as by usual mode within three days from the date of receipt of this order, returnable on 09.04.2025.

Call for the scanned copy of the case record C. R. Case No. 616/2024.

The Registry to take steps for requisitioning the aforesaid scanned copy of the same.

Let this matter be fixed on **09.04.2025**.

**JUDGE**

**Comparing Assistant**