

GAHC010116972022



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

**Case No. : Crl.Pet./552/2022**

MOYUN UDDIN LASKAR AND 4 ORS.  
S/O. LATE ASSADDAR ALI LASKAR  
R/O PANCHAYAT ROAD, AMBIKAPUR PART-IX, WARD NO. 19, P.O. AND P.S.-  
SILCHAR, DIST-CACHAR, ASSAM

2: AMIN UDDIN LASKAR  
S/O LATE MADARIS ALI LASKAR  
R/O PANCHAYAT ROAD  
AMBIKAPUR PART-IX  
WARD NO. 19  
P.O. AND P.S.-SILCHAR  
DIST-CACHAR  
ASSAM

3: ANWAR HUSSAIN LASKAR  
S/O MAKADDAS ALI LASKAR  
R/O PANCHAYAT ROAD  
AMBIKAPUR PART-IX  
WARD NO. 19  
P.O. AND P.S.-SILCHAR  
DIST-CACHAR  
ASSAM

4: IKBAL HUSSAIN LASKAR  
S/O MAKKADAS ALI LASKAR  
R/O PANCHAYAT ROAD  
AMBIKAPUR PART-IX  
WARD NO. 19  
P.O. AND P.S.-SILCHAR  
DIST-CACHAR  
ASSAM

5: ALAM ARA LASKAR  
W/O LATE JOYNAL ABEDIN LASKAR

R/O PANCHAYAT ROAD  
AMBIKAPUR PART-IX  
WARD NO. 19  
P.O. AND P.S.-SILCHAR  
DIST-CACHAR  
ASSA

VERSUS

THE STATE OF ASSAM AND ANR.  
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:MD AJIJUR RAHMAN LASKAR  
S/O LATE HAZI SAYED ALI  
R/O AMBICAPUR PART-IX  
PANCHAYAT ROAD  
P.S.-SILCHAR  
DIST-CACHAR  
ASSAM  
PIN-788002

3:2.ON THE DEATH OF AZIJUR RAHMAN LASKAR HIS LEGAL HEIRS  
CACHAR

4:2.1.HAJI MOSTURUN NESSA LASKAR  
W/O. LATE AZIZUR REHMAN

5:2.2.AMINUR RAHMAN LASKAR  
S/O. LATE AZIZUR REHMAN

6:2.3.ABIDUR RAHMAN LASKAR  
S/O. LATE AZIZUR REHMAN

7:2.4.ROUSONARA BEGUM LASKAR  
D/O. LATE AZIZUR REHMAN

8:2.5.HELENARA BEGUM MAZUMDER  
D/O. LATE AZIZUR REHMAN

9:2.6.ATIKUR RAHMAN LASKAR  
D/O. LATE AZIZUR REHMAN

10:2.7.SAHEDA BEGUM LASKAR  
D/O. LATE AZIZUR REHMAN  
ALL ARE R/O. AMBICAPUR PART-IX  
PANCHAYAT ROAD  
P.S. SILCHAR  
DIST. CACHAR

ASSAM  
PIN-78800

**Advocate for the Petitioner** : MR P KATAKI

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

**BEFORE**  
**HONOURABLE MRS. JUSTICE MITALI THAKURIA**

**ORDER**

**17.05.2024**

Heard Mr. M. H. Laskar, learned counsel for the petitioners. Also heard Mr. M. P. Goswami, learned Additional Public Prosecutor for the State respondent No.1 and MD. H. Bhuyan, learned counsel for the respondent No.2.

Scanned copy of the Case Diary has already been received in connection with this case, but, on perusal of the same, it is seen that that except recording of 2/3 witnesses, the IO did nothing in the name of the investigation and the last note entry date was of 14.07.2022, wherein, the prayer was sent to Assistant Settlement Officer, Silchar, Cachar for providing information regarding the ownership of the disputed land. Further, it is seen that the IO had sent the scanned copy of the Case Diary after several requisition made by the office of the Registry and case was pending for Case Diary since 17.06.2022.

It is submitted by the learned counsel for the petitioners, Mr. Laskar that the only allegation of the present petitioners are that they have wrongly mutated their name in their favour beyond the back of the petitioners.

In this regard, MD. Bhuyan, learned counsel for the respondent No.2 has

prayed to call for the updated Case Diary at this stage.

Considering the submissions made by the learned counsels for both sides as well as considering the entire aspect of the case, the IO is hereby directed to produce the updated Case Diary along with the Status Report.

List the matter on **14.06.2024**.

However, it is provided that on the next date fixed, if the I.O. failed to produce the updated Case Diary before this Court, he shall be served with a personal show cause notice.

**JUDGE**

**Comparing Assistant**