

GAHC010138772024



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

Case No. : Crl.Rev.P./268/2024

NAJIR UDDIN AND 6 ORS
S/O LATE TARMUJ ALI, R/O VILL- NILBAGAN (BURIBHAIL), P.O.-
NILBAGAN, P.S.-MURAJHAR, DIST- HOJAI, ASSAM

2: JAMIR UDDIN
S/O LATE TARMUJ ALI
R/O VILL- NILBAGAN (BURIBHAIL)
P.O.-NILBAGAN
P.S.-MURAJHAR
DIST- HOJAI
ASSAM

3: MANJUR ALOM
S/O NAJIR UDDIN
R/O VILL- NILBAGAN (BURIBHAIL)
P.O.-NILBAGAN
P.S.-MURAJHAR
DIST- HOJAI
ASSAM

4: KHIRUJ ALOM
S/O NAJIR UDDIN
R/O VILL- NILBAGAN (BURIBHAIL)
P.O.-NILBAGAN
P.S.-MURAJHAR
DIST- HOJAI
ASSAM

5: DIDARUL ALOM
S/O NAJIR UDDIN
R/O VILL- NILBAGAN (BURIBHAIL)
P.O.-NILBAGAN
P.S.-MURAJHAR
DIST- HOJAI

ASSAM

6: RIDWAN ALOM @ ASHRAFUL
S/O LATE TARMUJ ALI
R/O VILL- NILBAGAN (BURIBHAIL)
P.O.-NILBAGAN
P.S.-MURAJHAR
DIST- HOJAI
ASSAM

7: SIBJUL ALOM
S/O JAJIR UDDIN
R/O VILL- NILBAGAN (BURIBHAIL)
P.O.-NILBAGAN
P.S.-MURAJHAR
DIST- HOJAI
ASSA

VERSUS

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

2:KOLOMDOR ALI
S/O LATE HARIS ALI
R/O VILL- NILBAGAN (BURIBHAIL)
P.O.-NILBAGAN
P.S.-MURAJHAR
DIST- HOJAI
ASSA

Advocate for the Petitioner : MR. U DUTTA

Advocate for the Respondent : PP, ASSAM

BEFORE

HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

22.07.2024

Heard Mr U Dutta, learned counsel for the petitioners, who have filed this application under Section 438 of the BNSS, 2023, praying for setting aside the order dated 29.06.2024,

passed by the learned Additional District Magistrate, Hojai, Sankardev Nagar, in MR Case No. 201/2023.

Learned Additional Public Prosecutor has accepted notice on behalf of respondent No. 1, so no formal notice is required to be issued. However, extra copies of the petition be furnished during the course of the day.

Petitioner to take steps to issue notice to the respondent No. 2, through registered post with A/D as well as through usual process, returnable within 4 (four) weeks.

Call for the Trial Court Record of MR Case No. 201/2023, from the Court of learned Additional District Magistrate, Hojai, Sankardev Nagar.

The prayer for interim stay will be considered on receipt of the TCR.

JUDGE

Comparing Assistant