

GAHC010161972023



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

Case No. : Crl.A./273/2023

NEPAL ROY
S/O LATE KETAKI ROY,
VILL.- KATHAL ROAD, SILCHAR, DIST.- CACHAR (ASSAM).

VERSUS

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

2:APARNA MALAKAR
W/O SRI BAKU MALAKAR

VILL.- NATIONAL HIGHWAY
P.S.- SILCHAR
DIST.- CACHAR
ASSAM
PIN- 788001

Advocate for the Petitioner : MR. L R MAZUMDER

Advocate for the Respondent : PP, ASSAM

Linked Case : I.A.(Crl.)/647/2023

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S/O LATE KETAKI ROY
VILL.- KATHAL ROAD
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PIN- 788001.

Advocate for : MR. L R MAZUMDER
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR.

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 11.09.2023
(K.R. Surana, J)

Heard Mr. L.R. Mazumder, learned counsel for the appellant.

2. Registry shall issue a reminder for expeditious transmission of LCR.
3. Ms. B. Bhuyan, learned senior counsel as APP for the State has submitted that in terms of order dated 31.07.2023, a copy of the memo of appeal has been provided to her today and accordingly, she prays for some time to issue notice on the respondent no.2.
4. Accordingly, the learned APP shall take steps within 3 (three) days for service of notice on the respondent no.2. In the notice, it should be indicated

that in the event the respondent no.2 is unable to engage a learned counsel, she may apply for being provided with a legal aid counsel, failing which the Court also reserves right to appoint an Amicus Curiae on behalf of the respondent no.2, if so warranted.

5. The learned APP is permitted to send scanned copy of the memo of appeal along with scanned copy of the written up notice to the Officer-in-Charge of Silchar P.S. for onward service of notice on the respondent no.2 with a further direction to return the service report prior to the next date of listing.

6. The learned counsel for the appellant shall also provide scanned copy of the memo of appeal so as to facilitate faster transmission of notice on the respondent no.2 by email to be served through the jurisdictional police station.

7. Notice is made returnable on 06.10.2023.

8. List accordingly.

JUDGE

JUDGE

Comparing Assistant