

GAHC010169242025



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

Case No. : Crl.Pet./939/2025

BIMAL SINGHA
S/O- BINAY SINGHA,
R/O- MALUGRAM, P.O.- PANIBHORA, DIST.- CACHAR, ASSAM, PIN - 788123.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

2:KABITA SINGHA
D/O- MR. CHURACHAND SINGHA.
PERMANENT R/O- KAMARANGA
JAIPUR
LAKHIPUR
SILCHAR P.S.- JAIPUR
DIST.- CACHAR
ASSAM
PIN - 788026
AND
PRESENT R/O- BYE LANE 5
NEAR HANUMAN MANDIR
GANESHGURI
P.S.- DISPUR
DIST.- KAMRUP(M)
ASSAM
PIN - 781005

Advocate for the Petitioner : MR. FIRUZ KHAN, MR. T DAS, DEEPANJALI GUPTA, P DAS, P. NATH, DR AZIZ KHAN, MR. ABHIJIT MENA

Advocate for the Respondent : PP, ASSAM,

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

ORDER

Date : 04.09.2025

- 1.** Heard Mr. F. Khan, the learned counsel for the petitioner Also heard Mr. K. K. Parasar, learned Additional Public Prosecutor for the State respondent.
- 2.** This application under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, has been filed by the petitioner, namely, Bimal Singha praying for quashing of the FIR dated 08.08.2024 on the basis of which All Women P. S. Case No. 42/2024 was registered.
- 3.** The petitioner also prayed for quashing of the charge sheet No. 38/2024 dated 31.08.2024 as well as considering setting aside the order dated 21.05.2025 passed by the Court of Judicial Magistrate First Class, Kamrup (M) in PRC Case No. 1719/2025 whereby cognizance of offence under Section 419/493 of the Indian Penal Code, 1860 was taken against the present petitioner.
- 4.** Issue notice to the respondents.
- 5.** As learned Additional Public Prosecutor has appeared for the respondent no. 1, no formal notice need to be issued to the respondent no.1.
- 6.** As regards respondent no.2 is concerned, the petitioner shall take steps for service of notices to the respondent no.2 by registered post with A/D within seven days from the date of receipt of this order, returnable within four weeks.
- 7.** List accordingly.

JUDGE

Comparing Assistant