

GAHC010171252026



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

Case No. : Crl.Pet./1132/2026

HARIPRIYA HAZARIKA
D/O GHANASHYAM HAZARIKA, R/O JIBON TAMULI PATH TINIALI, P.S.
GOLAGHAT, DIST. GOLAGHAT, ASSAM 785621

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY PP, ASSAM.

2:GIRISH KONCH
SUB INSPECTOR P
GOLAGHAT POLICE STATION
GOLAGHAT 78562

Advocate for the Petitioner : MR S BORTHAKUR, SR. ADV., DEVABRATA SAIKIA, MR D GOGOI

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN

ORDER

14.08.2026

Heard Mr. S. Borthakur, learned Senior counsel assisted by Mr. D. Saikia, learned counsel for the petitioner and also heard Mr. P. Borthakur, learned Additional Public

Prosecutor, Assam, appearing for the State respondents.

In this petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, the petitioner has prayed for setting aside the FIR of Golaghat P.S. Case No.174/2026 under Section 319(2)/318(4)/336(3)/340(2) of Bharatiya Nyaya Sanhita (BNS), 2023, read with Section 12(b) of the Passport Act, 1967 as well as the Charge-Sheet No.103/2026 dated 26.06.2026 and the proceeding of PRC Case No.278/2026 and the order of taking cognizance dated 29.07.2026.

Perused the petition and the documents placed on record.

Let notice be issued to the respondents, returnable on 14.09.2026.

However, no formal notice is required to be issued to the respondents, since Mr. Borthakur entered appearance and received notice. However, extra requisite copy of the petition be served upon him during the course of the day.

Registry shall call for the record from the learned Trial Court.

List the matter on 14.09.2026.

Sd/- Robin Phukan
JUDGE

Comparing Assistant