

GAHC010195102019



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

Case No. : Crl.Rev.P. 372/2019

1:JAMIR UDDIN AHMED
S/O LT. MOKSHED AHMED, R/O HOUSE NO. 3, LICHUBAGAN,
HENDERABARI, GUWAHATI-781036, P.S.-DIPSUR, DIST-KAMRUP(M),
ASSAM

VERSUS

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

2:SWAPAN DEY
S/O LT. KRITI BHUSON DEY
R/O HOUSE NO. 19
BISHNU RABHA PATH
M GUWAHATI-25
P.S.-AMBARI FATASHIL
DIST-KAMRUP(M)
ASSA

Advocate for the Petitioner : MS R R MUZIB

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE AJIT BORTHAKUR

ORDER

Date : 06-09-2019

Heard Ms. R. R. Muzib, learned counsel for the petitioner and Mr. B. J. Dutta, learned Additional Public Prosecutor, Assam appearing for the State, respondent No. 1.

By this petition under Section 397/401 Cr.P.C., the petitioner has prayed for setting aside the impugned Judgment and Order dated 16.05.2019 passed by the learned District and Sessions Judge, Kamrup(M) at Guwahati in Criminal Appeal No. 154/2018 and the Judgment and Order dated 28.08.2018 passed by the learned Judicial Magistrate, First Class, Kamrup(M) Guwahati in C.R. Case No. 104/2017.

As Mr. B. J. Dutta, learned Additional Public Prosecutor, Assam has entered appearance on behalf of the respondent No. 1, no formal notice needs to be issued. However, a copy of the petition along with the documents annexed thereto be furnished to him during the course of the day.

Issue notice to the respondent No. 2.

Call for the records of G.R. Case No. 104/2017.

List on **25.10.2019.**

JUDGE

Comparing Assistant