

GAHC010196662025



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

Case No. : Crl.Rev.P./361/2025

SMT SWAGATA YADAV
C/O JITENDRA YADAV
QTR NO 256/A, WEST GOTANAGAR, MALIGAON,
PS JALUKBARI, KAMRUP (M), GUWAHATI, PIN-781011

VERSUS

SMTI ANITA DAS VERMA
C/O BASANTI DAS MITHA AAMTOL NEAR SHIVA MANDIR
DEVKOTANAGAR GUWAHATI-781011, ASSAM

Advocate for the Petitioner : MR C GOGOI, P LHAMU,MR. P BORAH

Advocate for the Respondent : ,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

16.10.2025

Heard Mr. P. Borah, learned counsel appearing for the petitioner.

By this application, the petitioner has challenged the order dated 16.06.2025 passed by the Court of Chief Judicial Magistrate, Kamrup(M),

Guwahati in C.R. Case No. 7606/2022, wherein the Learned Trial Court had rejected the petitioner's prayer for allowing her to re-examine as PW-1 and enabling her to exhibit some documents.

Mr. P. Borah, learned counsel appearing for the petitioner submits that the complainant had filed an application with two (2) prayers, one being re-examining herself as PW-1 and the other prayer was for examining one of the attesting witness in an agreement dated 04.05.2025.

The learned Court below had allowed one (1) of the prayers i.e., examining the attesting witness. However, the other prayer for re-examining the complainant again was rejected vide the impugned order dated 16.06.2025. The learned Court while rejecting the aforesaid prayer had observed that PW-1 was examined in the Court. She was also subjected to cross-examination and the same was done in presence of both the sides and their engaged counsels and the questions were also put in vernacular so that PW-1 understands the same. However, the learned counsel states that PW-1 wanted to exhibit certain documents which were left out during her examination as stated above and as such wanted to place the same to the effect that money was borrowed from the society and the same was given to the accused person.

Issue notice to the sole respondent.

The petitioner to take steps for service of notice upon the sole respondent

by registered post with A/D as well as by usual process. In the meantime, the order dated 16.06.2025 may be stayed till the next returnable date.

List the matter after two (2) weeks on a date to be fixed by the Registry.

JUDGE

Comparing Assistant