

GAHC010202952025



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

**Case No. : Crl.Rev.P./368/2025**

NARAYAN DEKA AND ANR  
S/O LT AMBIKA DEKA R/O - VILL BARPUKHURI GAON PS - KALAIGAON -  
784525, DISTRICT - UDALGURI, ASSAM PERMANENT ADDRESS  
R/O - CHARAIDOLONI PS - NARAYANPUR - 784164 DISTRICT -  
LAKHIMPUR, ASSAM.  
PRESENT ADDRESS

2: DIMPI HAZARIKA  
W/O NARAYAN DEKA R/O - CHARAIDOLONI  
P.S - NARAYANPUR - 784164 DISTRICT - LAKHIMPUR  
ASSAM

VERSUS

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

2:SRI PURAN BHARALI  
S/O - LT BENUDHAR BHARALI

R/O VILL - CHARAIDOLONI  
P.S - NARAYANPUR - 784164  
DISTRICT - LAKHIMPUR  
ASSAM

**Advocate for the Petitioner** : MS. S G BARUAH, MR. B BORGHAIN, MR B SAIKIA, MR. S  
NEOG

**Advocate for the Respondent** : PP, ASSAM,

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

**ORDER**

Date : **09.09.2025**

- 1.** Heard Ms. S. G. Baruah, the learned counsel for the petitioners. Also heard Mr. B. Sarma, the learned Additional Public Prosecutor for the State respondent.
- 2.** This application under Section 438 and 442 of BNSS, 2023 has been filed by the petitioners impugning the order dated 22.05.2025 passed in Special (POCSO) Case No. 13/2019 by the learned Special Judge (POCSO), Lakhimpur, North Lakhimpur, whereby the prayer for conducting the DNA test to ascertain the paternity of the child of the victim woman was rejected by the Trial Court.
- 3.** Issue notice upon the respondent No.2.
- 4.** The petitioner shall take steps for service of notice upon the respondent No. 2 within three days from the date of this order in pursuant to the prevailing notification of the Registry in this regard returnable on 19.09.2025.
- 5.** Let this matter be listed on **16.10.2025**.
- 6.** Let also call for the scanned copy of the trial court record as well as the scanned copy of the connected case diary.

**JUDGE**

**Comparing Assistant**