

GAHC010208772025



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

**Case No. : I.A.(Crl.)/1063/2025**

JAKIR HUSSAIN  
SON OF LT. RAHIMUDDIN RO VILL NO.2 SONAPUR P.S. BIHPURIA,  
DISTRICT LAKHIMPUR, PIN-784161, ASSAM

2: ATOR ALI  
SO LT. JUBED ALI  
RO VILL NO 2 SONAPUR P.S BIHPURIA  
DISTRICT LAKHIMPUR  
PIN 784161  
ASSA

VERSUS

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

2:HASNARA BEGUM  
WO MD. WAHID ALI  
RO VILL 2 NO SONAPUR P.S. BIHPURIA  
DISTRICT LAKHIMPUR  
PIN784161  
ASSA

**Advocate for the Petitioner** : MS A GOGOI, MS G GOGOI, MR S GOGOI

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

Linked Case : Crl.A./371/2025

JAKIR HUSSAIN AND ANR.

SON OF LT. RAHIMUDDIN  
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Advocate for : MS A GOGOI  
Advocate for : PP  
ASSAM appearing for THE STATE OF ASSAM AND ANR.

**BEFORE**  
**HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : --08.01.2026**

Heard Mr. S. Gogoi, learned counsel for the petitioner and Mr. M.P. Goswami, learned Additional Public Prosecutor for the opposite party-respondent no. 1, State of Assam.

2. From Flag – 'X' in the supplementary file it transpires that though the Officer In-Charge, Bihpuria Police Station served a notice upon the respondent no. 2 by taking her signature, the Officer In-Charge appeared to have not served the case papers upon the respondent no. 2 and had returned the case papers to the Registry. Such action on the part

of the Officer In-Charge is not contemplated for service of notice.

3. Mr. Goswami, learned Additional Public Prosecutor has submitted that he would take back the case papers from the Registry and take further steps to serve the notice upon the respondent no. 2 through the Officer In-Charge, Bihpuria Police Station as per the proper procedure. He has sought for 4 [four] weeks' time to place a report as regards service of notice upon the respondent no. 2.

4. The Registry shall do the needful for issuing a fresh notice mentioning the next date of hearing as 20.02.2026 in the notice.

5. List the case on 20.02.2026.

6. A copy of this order is to be supplied to Mr. Goswami for taking the necessary steps from his end.

**JUDGE**

**Comparing Assistant**