

GAHC010217512024



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

Case No. : Crl.Pet./1267/2024

JOHURA BIBI LASKAR
W/O LATE HASAN ALI LASKAR,
RESIDENT OF VILLAGE PANGRAM PART II, PS UDHARBOND, DIST
CACHAR, ASSAM

VERSUS

BINOY KUMAR SINGHA AND ANR
S/O LATE BRAJADHAN SINGHA, VILLAGE PANGRAM PART III, PS
UDHARBOND, DIST CACHAR, ASSAM

2:THE STATE OF ASSAM
REPRESENTED BY PP ASSA

Advocate for the Petitioner : MR. A M BARBHUIYA,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MR. JUSTICE KAUSHIK GOSWAMI
ORDER

08.10.2024

Heard A. M. Barbhuiya, learned counsel for the petitioner. Also heard Mr. R. R. Kaushik, learned Additional Public Prosecutor, Assam appearing on behalf of the State respondent.

2. By way of filing this application under Section 528 of the BNSS, 2023

read with Article 227 of the Constitution of India, the petitioner is assailing the impugned proceeding of Criminal Revision Case No.79/2024 pending in the Court of the learned Sessions Judge, Cachar and its impugned interim order dated 24.09.2024 passed by the learned Additional Sessions Judge, Cachar.

3. Issue notice returnable on 23.10.2024.
4. As Mr. R. R. Kaushik, learned Additional Public Prosecutor, Assam accepts notice on behalf of the respondent No.2, no formal notice need be issued to the said respondent No.2. However, extra copies of the instant petition be served upon Mr. R. R. Kaushik, learned Additional Public Prosecutor, Assam during the course of the day.
5. The petitioner is directed to take steps upon the respondent No.1 by way of registered post with A/D as well as through dasti service routed through the Registry of this Court course within 2 (two) days from today.
6. Let notice be also issued to the interim prayer made.
7. List accordingly.

JUDGE

Comparing Assistant