

GAHC010241302025



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

Case No. : Crl.Pet./1353/2025

SHRI MANAS BORTAMULY
SON OF LATE GOPAL CH. BORTAMULY, RESIDENT OF HOUSE NO. 31, S.K.
BARUAH ROAD, RUKMINI NAGAR, ASSAM SACHIVALAYA, KAMRUP
METRO, ASSAM, PIN - 781006

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:MR SUDHIR SINGH
SON OF LALAN SINGH
(INFORMANT)
REPRESENTATIVE OF VIKAS FORMWORK LLP
RESIDENT OF TRIANGULAR COLONY
P.O. - REST CAMP
P.S. - JALUKBARI
DIST. KAMRUP M
ASSAM
PIN - 781012

Advocate for the Petitioner : MR B PRASAD, MR P J BORAH,L DAS
Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 14.11.2025

1. Heard Mr. B. Prasad, learned counsel for the petitioner. Also heard Mr. P. Borthakur, learned Additional Public Prosecutor for the State.

- 2.** This application under Section 528 of BNSS, 2023 has been filed by the petitioner, namely, *Shri Manas Bortamuly* praying for quashing of the charge-sheet and the FIR lodged in connection with Changsari P.S. Case No. 10/2025 on the basis of which PRC Case No. 313/2025 has been registered.
- 3.** The main contentions of the learned counsel for the petitioner in this case is that even if the allegations made in the FIR are taken in its entirety as well as the materials collected during the investigation are considered, it does not make out a criminal offence. He submits that the dispute involved in this case is purely of civil nature.
- 4.** Issue notice to the respondent No. 2.
- 5.** The petitioner shall take steps for issuance of notice upon the respondent No. 2 by speed post within seven days from the date of this order, returnable on 15th of December, 2025.
- 6.** Let the scanned copy of PRC Case No. 313/2025 as well as scanned copy of the connected case diary be called for from the Trial Court i.e., the Court of learned Chief Judicial Magistrate, Kamrup, Amingaon.
- 7.** List accordingly.

JUDGE

Comparing Assistant