

GAHC010246952024



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

Case No. : Crl.Pet./1410/2024

KHUDEJA KHATUN AND ANR
W/O NACHER ALI
R/O VILL- KACHARIGOAN, P.O. KALIADINGA
P.S. JURIA,
DIST. NAGAON, ASSAM
PIN-782128

2: JARINA KHATUN
W/O MAINUL HAQUE
R/O VILL- KACHARIGOAN
P.O. KALIADINGA
P.S. JURIA

DIST. NAGAON
ASSAM
PIN-78212

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP.BY THE PP, ASSAM

2:MATIUR RAHMAN
S/O LATE SAMSUDDIN AHMED
R/O VILL- KADOMONI TOWN
P.S. RUPAHIHAT
DIST. NAGAON
ASSAM

PIN-782125
(OFFICE ADDRESS KALIADINGA HIGH MADRASSA

P.S. JURIA
DIST. NAGAON

ASSAM
PIN-782128

3:KHALIL ULLAH ANSARY
S/O LATE ABDUL KADIR
R/O GEHUA CHALCHALI
P.S. RUPAHIHAT
DIST. NAGAON

ASSAM

PIN0-782124 (OFFICE ADDRESS- KALIADINGA HIGH MADRASSA
P.S. JURIA
DIST. NAGAON
ASSAM
PIN-782128

Advocate for the Petitioner : MR A N IQBAL, MR. S RAHMAN,R HAQUE

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : 22.11.2024

Heard Mr. A.N.Ikbal, learned counsel for the petitioners and Mr. D.P.Goswami, learned Additional Public Prosecutor for the State respondent No.1.

By filing this application under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 the petitioner has prayed for quashing of the order dated 30.09.2023 passed by the learned Addl.CJM, Nagaon in connection with Juria PS Case No.426/2022.

Issue notice to the respondents.

As Mr. D.P.Goswami, learned Additional Public Prosecutor, Assam has entered appearance on behalf of the State respondent No.1, no notice need be

issued to respondent No.1. Extra copy be furnished.

Petitioners to take steps for service of notice on respondent No.2 and 3 by registered post with A/D as well as by usual process, returnable within four weeks. Steps within 7 days.

Call for the scanned copy of the trial court records.

Registry to procure the records.

List after four weeks.

JUDGE

Comparing Assistant