

GAHC010272862024



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

Case No. : I.A.(Crl.)/49/2025

MALEKA KHATUN
W/O. AHAMMAD TALUKDAR, VILL. KALGACHIA, P/S. KALGACHIA, DIST.
BARPETA, ASSAM.

VERSUS

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

2:BAHARUL ISLAM
S/O. SORHAB ALI
VILL. HALDIA PATHAR
P/O. GHUGUBARI
P/S. KALGACHIA
DIST. BARPETA
ASSAM
PIN-781319

Advocate for the Petitioner : MR. R ALI, MR H A AHMED

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

22.01.2025

Heard Mr. R. Ali, learned counsel for the applicant.

The present application is filed under Section 419(4) of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking leave of this Court to file appeal against impugned judgment and order dated 04.11.2024 passed by the learned Sessions Judge, Barpeta in Session Case No. 03/2023, whereby the respondent No. 2 was acquitted from the charge under Section 420/306 of IPC .

Issue notice returnable on 24.02.2025.

As Mr. P. Borthakur, learned Additional Public Prosecutor accepts notice on behalf of the respondent No. 1, no formal notice need be issued to the said respondent.

The applicant to take steps for issuance of notice upon the respondent No. 2 by way of registered post with A/D as well as by usual process within a period of five days from today.

JUDGE

Comparing Assistant