

GAHC010276752025



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

Case No. : W.P.(Crl.)/83/2025

SRI BHAKTI PRASAD SONOWAL
S/O- LATE PUNA RAM SONOWAL, R/O- FLAT NO 3B, BHANU ENCLAVE,
AJANTA PATH SURVEY, PS- HATIGAON, PO- BELTOLA, GUWAHATI- 781028,
DISTRICT- KAMRUP (M), ASSAM, PH NO 8826788504

VERSUS

SMTI. OSHIMA CHOUDHURY AND 4 ORS
D/O LATE KANAK CHOUDHURY, R/O C/O -SRI RONJEEV DAS, H NO 1, HEM
ENCLAVE, LACHIT NAGAR, BYE LANE NO 5, PS- PALTAN BAZAR, PO-
ULUBARI, GUWAHATI- 781007, DIST- KAMRUP (M), ASSAM, PH NO
9205819651

2:DIRECTOR GENERAL OF POLICE DGP
ASSAM POLICE HEAD QUARTERS
ADDRESS- DR BK KAKATI RD
OPPOSITE HDFC BANK
ULUBARI
GUWAHATI
DISTRICT- KAMRUP (M)
ASSAM

3:COMMISSIONER OF POLICE
NERIPSTR
(NORTH EASTERN REGIONAL INSTITUTE PARLIAMENTARY STUDIES
TRAINING AND RESEARCH) BUILDING
KHANAPARA
NEAR SCIENCE MUSEUM
GUWAHATI 781022

4:OFFICER IN CHARGE
HATIGAON POLICE STATION

GUWAHATI
DISTRICT- KAMRUP (M)
ASSAM

5:OFFICER IN CHARGE
OF PALTAN BAZAR POLICE STATION
GUWAHATI
DIST KAMRUP (M)
ASSA

Advocate for the Petitioner : MR. A K BHUYAN, P BHOWMICK,MS. J SAIKIA,MS R DAS

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : 12.12.2025
(Shamima Jahan, J)

Heard Mrs. B. Bhuyan, learned Senior Counsel, assisted by Mr. P. Bhowmik, learned counsel for the petitioner.

It is projected in this habeas corpus petition filed under Article 226 of the Constitution of India that the petitioner has filed Matrimonial Appeal No. 20/2024, which is pending for disposal before this Court. It is projected that various orders have been passed to give the male child of the parties to the petitioner. However, as per the report dated 01.11.2025 by the Paltan Bazar PS, since release of the respondent no.1 from jail, she has not visited the last known address and she could not be traced out along with the child of the parties and there has been no bank transaction in the account since 10.09.2025. The learned Senior Counsel has also submitted that the minor child of the parties, who is 11 years of age, is not attending the school since 10.09.2025.

Issue notice returnable on 07.01.2026.

Mr. P. Sarmah, learned Addl. Senior Govt. advocate accepts notice on behalf of respondent nos. 2 to 5. Extra copy of this petition be served on him within the course of the day.

The petitioner shall take steps in course of the date for service of notice on respondent no.1 by speed post with A.D.

Liberty is granted to the learned counsel for the petitioner to collect the postal receipt number from the Registry and track service through the postal website and the track report may be filed before the Registry prior to the next date fixed.

The Officer-in-Charge of Paltan Bazar PS (respondent no.5) is directed to trace out the respondent no.1, namely, Smti. Oshima Choudhury, whose particulars are available in the cause title and the minor son of the parties, namely, Yashaswi Vaibhaw Sonowal.

The learned Addl. Senior Govt. advocate shall send a downloaded copy of this order to the respondent no.5 to obtain instruction.

List on 07.01.2026.

JUDGE

JUDGE

Comparing Assistant