



GAHC030001812026



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

Case No. : Crl.Pet./6/2026

Smt. Malsawmdawngkimi and 9 Ors.
D/o F. Lalthangluaia
R/o Upper Republic, Aizawl 2: Smt. Varhlunthangi
D/o V. Laldangliana
R/o Khatla
Aizawl

3: Smt. Lindy Malsawmzuali
D/o Dinthanga
R/o Bethlehem Vengthlang
Aizawl

4: Smt. C. Lalrinthari
D/o C. Lalrinsanga
R/o Hunthar Veng
Aizawl

5: Smt. Lalremruati
D/o Thangsiamia
R/o Hunthar Veng
Aizawl

6: Smt. Lalfakawmi Hnamte
D/o Biaksawia
R/o Chhing Veng
Aizawl

7: Smt. Lalruatzovi
D/o Dingchhuahliana
R/o Chhing Veng
Aizawl

8: Smt. Rochanmawii Chinzah
D/o C. Lalkunga



R/o Khatla North
Aizawl

9: Smt. Lalneihmawii
D/o R. Lalnunpianga
R/o Thuampui Vengthar
Aizawl

10: Sh. Lalnunluanga
S/o Romawia
R/o Bawngkawn
Aizawl

VERSUS

The State of Mizoram
R/b the Secretary to the Government of Mizoram
Home Department, Aizawl

Advocate for the Petitioner : Mr. P C Lalthangmawia

Advocate for the Respondent : P.P./Addl.PP, Mizoram

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA
ORDER**

Date : --27.04.2026

1. Heard Mr. P.C. Lalthangmawia, learned counsel for the petitioners. Also heard Ms. Lalnunhlui, learned Additional Public Prosecutor appearing for the State.

2. This application under Section 528 of the BNSS 2023 has been filed by the petitioner praying for quashing of the FIR No. 16/2023 dated 14.09.2023 which has been registered against the present petitioners under Section 24 (1) (b) of



the Emigration Act, 1983.

3. The learned counsel for the petitioner has submitted that the punishment prescribed under Section 24 (1) (b) of the Emigration Act, 1983 is imprisonment which may extend up to 2 years only and with fine. Hence, he submits that the case involved is summons case. However, more than 2 years 6 months time have lapsed and yet the investigation has not been completed and as such he submits that under Section 187 (9) of the BNSS, 2023, the further investigation in this case is required to be stopped.

4. Considering the contention raised by the petitioners in the instant criminal petition, perusal of the case diary is necessary. Hence, the learned Additional Public Prosecutor is directed to produce the case diary before this Court on the next date fixed.

5. Let this matter be listed again on 07.05.2026.

JUDGE

Comparing Assistant