

GAHC040002012026



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

Case No. : Crl.Petn./27/2026

Rajiv Agarwal @ Rajiv Garg and Anr
Son of Late S L Garg, resident of Bylane-8, Lachit Nagar, PO Lachit Nagar, PS Paltan
Bazar, Kamrup (M) District, Assam 781007 2: Smti Marbi Bam
Age:
Occupation :
Wife of Shri Rajiv Agarwal @ Rajiv Garg
resident of Bylane 8
Lachit Nagar
PO Lachit Nagar
PS Paltan Bazar
Kamrup(M) District
Assam 78100

VERSUS

The State of AP and Anr
represented by the PP of AP 2:Limo Ado
Age: 0
Occupation :
Son of Late Moli Ado
resident of Kombo Jirdin
PO and PS Aalo
West Siang District
Arunachal Pradesh

Advocate for the Petitioner : Ravi Shankar Mishra, Arun Yun, Maryum Sora

Advocate for the Respondent : P P of AP,

**BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG**

ORDER

Date : 13.02.2026

Heard Mr. Ravi Shankar Mishra, learned counsel, appearing on behalf of the petitioners. Also heard Mr. Gyati Tado, learned Addl. P.P., Arunachal Pradesh, appearing on behalf of respondent No. 1.

2. This is a petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita(BNSS), 2023, praying for quashing of the impugned order dated 26.09.2024 passed by the Court of learned Chief Judicial Magistrate, Pasighat, in G.R. No. 160/2018, arising out of Pasighat P.S. Case No. 131/2018, whereby, charge has been framed against the petitioner No. 1 u/ss. 420/419/409 IPC and against the petitioner No. 2 u/ss. 109/419/420 IPC.

3. Call for the scanned copies of the relevant trial Court records.

4. Issue notice, returnable within 4(four) weeks.

5. Since Mr. Tado, learned Addl. Public Prosecutor, Arunachal Pradesh, has appeared and accepted notice on behalf of the respondent No. 1, no formal notice is required to be sent to the respondent.

6. The learned counsel for the petitioners shall take necessary steps for causing service of notice upon the respondent No. 2 by Speed Post with A/D as well as by usual process within a week from today.

7. List it after 4(four) weeks on a date to be fixed by the Registry.

8. The prayer for an interim order shall be considered on the next date of listing.

JUDGE

Comparing Assistant