

GAHC040002252026



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

Case No. : Crl.Petn./30/2026

Mrs Pabo Jumi and Anr Wife of Taning Nilling, resident of Gohpur, Itanagar, PO and PS Itanagar, Papum Pare District, Arunachal Pradesh.

2: Taniang Nilling Age: Occupation :
Son of Takam Nilling resident of Gohpur Itanagar PO and PS Itanagar
Papum Pare District Arunachal Pradesh

VERSUS

The State of AP represented by the PP of AP

Advocate for the Petitioner : Loma Kurdu, T Lampung, R Barman, Yombom Nasi Tamin, Take Kyamdo, Kolin Dagium

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 17.02.2026

Heard Mr. Loma Kurdu, learned counsel for the petitioners. Also heard Mr. Duksor Loyi, learned P.P., Arunachal Pradesh.

2. This petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, has been jointly filed by the informant and the accused, praying for quashing and setting aside of G.R. No. 66/2024, arising out of Itanagar Women P.S. Case No. 05/2024, registered under Sections 498(A)/323

IPC; Charge-sheet No. 29/2024, dated 19.02.2024; and charge framed against the accused petitioner No. 2 under sections 498(A)/323 IPC.

3. The learned counsel for the petitioner submits that, inadvertently, a copy of the Magistrate order taking cognizance of the offence has not been annexed with this petition and he, therefore, prays for allowing him to bring on record, the same, by way of filing an affidavit.

4. Prayer, as sought for, is hereby granted.

5. Issue notice, returnable within 2(two) weeks.

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

7. Since Mr. Loyi, learned Public Prosecutor, Arunachal Pradesh, has appeared and accepted notice on behalf of the sole respondent, no formal notice is required to be sent to the respondent.

8. List it after 2(two) weeks on a date to be fixed by the Registry.

9. In the meantime, till the returnable date, the further proceeding of G.R. No. 66/2024, arising out of Itanagar Women P.S. Case No. 05/2024, registered under Sections 498(A)/323 IPC, pending for trial in the Court of the learned Chief Judicial Magistrate, Yupia, shall remain stayed.

JUDGE

Comparing Assistant