

GAHC040002642026



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

Case No. : Crl.Petn./39/2026

Niya Doka Son of Late Nime Doka, resident of Doka Apartment, Near Primary School, Rayo Village, PO and PS Nirjuli, Papum Pare District, Arunachal Pradesh.

VERSUS

The State of AP represented by the PP of AP

2:Miss Menam Taniang Flago

Age: 0 Occupation :

Daughter of Late Matung Taniang Flago

presently residing at Senki View PO and PS Itanagar Papum Pare District
Arunachal Pradesh

Advocate for the Petitioner : Jambey Tsering Kee, Dejum Tally, Techhi Topu

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 25.02.2026

Heard Mr. Jambey Tsering Kee, learned counsel for the petitioner.

2. This application has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying for quashing and setting aside the impugned order dated 02.12.2025 passed by the Court of learned Judicial Magistrate First Class, Yupia, in Zimma Application No. 85/2025, arising out of Nirjuli P.S. Case

No. 90/2025, corresponding to G.R. No. 901/2025, whereby, the Court has granted interim custody of the seized vehicle to the respondent No. 2.

3. Issue notice.

4. Call for the scanned copies of the relevant CD.

5. Since Ms. L. Hage, 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. Steps be taken 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 2(two) weeks on a date to be fixed by the Registry.

JUDGE

Comparing Assistant