

<u>Serial No.01</u> <u>Supplementary List</u>
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HIGH COURT OF MEGHALAYA
AT SHILLONG

Crl.M.C. No.12 of 2025 in
Crl.Petn. No.4 of 2025

Date of Order: 27.02.2025

Mr. Banteilang Nongmalieh

Vs

Mr. Bendar Rani

Coram:

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Appellant(s) : Mr. S. Jindal, Adv with
Mr. I. Kharmujai, Adv
Ms. R. Begum, Adv

For the Respondent(s) :

Heard Mr. S. Jindal, learned counsel appearing for the petitioner on the interim prayer.

It is submitted by the learned counsel that the learned Trial Court while ordering issue of summon to the applicant/petitioner by order dated 19.12.2024 in C.R. Case No.94/2024 has not followed the mandate of law laid down in Section 223(1) of the BNSS, 2023, inasmuch as the said order was passed without affording any opportunity to the applicant/petitioner of being heard.

Prima facie it appears that the submission made by the learned counsel has force and requires elaborate consideration by this Court.

In view of the above, further proceeding of the C.R. Case No.94/2024 pending before the Judicial Magistrate First Class, Nongpoh, shall remain suspended till the returnable date.

List this matter after 3 (three) weeks along with the main case.

Judge

Meghalaya
27.02.2025
"*Shrity*"