

GAHC010074762024



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

Case No. : WP(C)/3594/2024

USUF ALI
SON OF ABDUL KARIM, RESIDENT OF AMBARI PART-III, P.S. DHUPDHARA,
DIST.- GOALPARA, ASSAM, PHONE NO- 9859043615

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY, REVENUE
(REGN.) DEPARTMENT, GOVERNMENT OF ASSAM

2:THE SUPERINTENDENT (UDA)
FAMILY COURT
KAMRUP (M)
ASSAM
PIN- 781007

3:FALANI KHATUN
D/O- A. ROSHID SK
R/O- FEKAMARI (PAGLATOLA)
PS- FAKIRGANJ
DIST.- DHUBRI
ASSAM
PIN- 78313

For the Petitioner(s) : Mr. A. Ali, Advocate

For the Respondent(s) : Mr. A. Bhattacharjee, SC, Revenue Department
: Mr. N. Goswami, Government Advocate

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 22.07.2024

Heard Mr. A. Ali, the learned counsel for the Petitioner and Mr. A. Bhattacharjee, the learned Standing counsel appearing on behalf of the Respondent No.1. I have also heard Mr. N. Goswami, the learned Government Advocate appears on behalf of the Respondent No.2.

2. The instant writ petition has been filed by the Petitioner being aggrieved by the inaction on the part of the Respondent No.2 in furnishing the certified copies of the applications filed by the Respondent No.3 for maintenance which have been registered and numbered as FC (CrI.) Case No.718/2019 as well as also the execution application which has been registered and numbered as Ex. (CrI.) Case No.70/2022.

3. This Court is of the opinion that if the Petitioner had applied for the certified copies of those applications which have been duly filed before the Court, the Petitioner ought to have been granted the said copies. Without however expressing anything on the merits, this Court directs the Respondent No.2 to supply the certified copies of the applications registered as FC (CrI.) Case No. 718/2019 and Ex. (Cr.I) Case No.70/2022 to the Petitioner forthwith and not later than 5 (five) days from the date of submission of a certified copy of the instant order.

4. It is however made clear that the order passed herein shall not in any manner be understood that this Court had expressed any opinion as regards the ex-parte proceedings decided and pending before the

learned Family Court.

5. With above observations and directions, the instant petition stands disposed of.

JUDGE

Comparing Assistant