

GAHC010142802024



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

Case No. : Crl.Rev.P./279/2024

RAVINDER PODDAR @ RAMENDRA PODDAR
S/O LATE KAILASH PODDAR
R/O KULAGURIJARANI GAON,
P.O. AND P.S. BEHALI
DIST. BISWANATH, ASSAM
PIN-784166

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. B DEKA
Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

29.07.2024

Heard Mr. B. Deka, learned counsel for the petitioner as well as Mr. D. P. Goswami, learned Additional Public Prosecutor appearing for the State respondent No.1.

By this application under Section 442(401)/438(397) R/W 528 (482) of BNSS, the petitioner has prayed for setting aside and quashing the order dated

29.05.2024 in connection with PR Case No. 703/2023 passed by the learned Chief Judicial Magistrate, Biswanath by which NBWA and P/A was issued against the petitioner.

It is submitted by the learned counsel for the petitioner that during investigation the petitioner was available, subsequently, he went to Gujrat to earn his livelihood and he was not in a position to attend court and thereafter, warrant of arrest and subsequently, P/A was issued against him. However, the petitioner is now ready to face the trial and prayed that warrant of arrest and P/A issued against the petitioner be recalled.

Mr. D. P. Goswami, learned Additional Public Prosecutor also submitted that the petitioner may appear before the trial court seeking regular bail.

I have considered the submissions made by the learned counsel for the parties. In view of the above, the petitioner is directed to appear before the trial court within 10 days from today and if any bail application is filed, the same will be considered in accordance with law.

Till such appearance of the petitioner before the trial court, the warrant of arrest and P/A issued against the petitioner shall be kept in abeyance.

Accordingly, criminal petition stands disposed of.

JUDGE

Comparing Assistant