

GAHC010177402022



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

Case No. : Crl.Pet./898/2022

SHREYA PAUL
D/O ALOK PAUL
R/O HOUSE NO. 34, SAHID KAMALA
ROAD, P.O. SILCHAR- 788005, DIST. CACHAR, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. JUNM LASKAR

Advocate for the Respondent : PP, ASSAM

BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN

ORDER

28.02.2024

Heard Mr. J.U.N.M. Laskar, learned counsel for the petitioner and also heard Mr. P.S. Lahkar, learned Additional Public Prosecutor, Assam, appearing for the State respondent.

2. This application under Section 482 Cr.P.C. is preferred by the petitioner, namely,

Shreya Paul for quashing the FIR dated 16.10.2017 of Karimganj P.S. Case No.953/2017, under Section 354B/315/34 IPC. It is to be noted here that the above noted case has been registered on the basis of an FIR lodged by one Protay Das on 16.10.2017.

3. Mr. Laskar, learned counsel for the petitioner submits that upon the said FIR, the Officer-in-Charge, Karimganj P.S. having registered a Case No.953/2017, under Section 354B/315/34 IPC carried out investigation, which culminated in returning the case in final report due to insufficient evidence, being Final Report No.67/2023, dated 28.02.2023. Mr. Laskar has produced a copy of the F.R. before the Court, and further submits that in the meantime, the informant also suffered demise.

4. Since the case has already been returned in F.R. due to insufficient evidence after investigation of the case and since the informant also suffered demise, in the meantime, this petition becomes infructuous and accordingly, the same stands closed.

5. Copy of the F.R. produced before this Court by Mr. Laskar, learned counsel for the petitioner, shall be part of the record.

Sd/- Robin Phukan
JUDGE

Comparing Assistant