

GAHC010218412024



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

Case No. : CrI.L.P./42/2024

MD. SIRAJ HAQUE
S/O. LATE ABDUL KADER, R/O. VILL.- PALLIRTAL, P/S. JOGIGHOPA, DIST.-
BONGAIGAON, ASSAM.

VERSUS

BISWAJIT MAHANTA
S/O. LATE B. MAHANTA, C/O.- M/S. S.C.M. SECURITY SERVICES,
BAJEJAMA PAKHIHAGA, P/S. DINHATA, DIST.- COOCH BEHAR, WEST
BENGAL. R/O. VILL- SATIPUR, P/S. DALIGAON, DIST.- CHIRANG, BTAD,
ASSAM.

Advocate for the Petitioner : MR. D K KOTHARI, MR P DAS, MR P PRAWAR, MR Y
KOTHARI, MR. N KOTHARI

Advocate for the Respondent : ,

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : 08.11.2024

Heard Mr. D.K.Kothari, learned counsel for the applicant herein.

By this application under Section 419 (4) of the BNSS, 2023, the applicant

has prayed for grant of leave to appeal against the impugned judgment and order dated 16.08.2024 passed by the learned Addl.CJM, Bongaigaon in NICR No. 12/2011 whereby the applicant was acquitted and set at liberty.

Upon consideration of the averments made in the application along with the grounds of appeal cited in the memo of appeal, the matter needs adjudication and as such, the application stands allowed.

Leave is hereby granted to prefer the appeal against the above noted impugned judgment and order.

Registry is directed to register the connected appeal and list the same for admission hearing on a date to be fixed by the Registry.

Criminal Leave Petition is disposed of.

JUDGE

Comparing Assistant