GAHC010272012019

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

Case No. : Crl.Pet./1319/2019

MS. MANASHI PATHAK AND 3 ORS.
W/O MR. BIJIT BIKASH SAIKIA, R/O DR. ZAKIR HUSSAIN PATH, 9TH BYELANE, PUBSARUMOTORIA, GUWAHATI-36

2: SUBHAS BHATTACHARJEE
S/O LATE SUSHIL KR BHATTACHARJEE
R/O VRINDAVAN APARTMENT
SASAL ROAD
SIX MILE
GUWAHATI
ASSAM

3: MAHESH DAS
S/O LT. NONI GOPAL DAS
R/O HOUSE NO. 33
WEST KAMAKHYA GOAN
GUWAHATI
ASSAM

4: MS. USHA RAJU
W/O RAJU Y
R/O HOUSE NO. 66
HEDAYATPUR GUWAHATI CLUB
GUWAHATI-0

VERSUS

THE STATE OF ASSAM AND ANR.
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:PARITOSH ROY
S/O LATE PROBHAT CHANDRA ROY
HOUSE NO. 21 A
MOTI MIKIR PATH

SACHAL LINK ROAD
DWARKA NAGAR
P.S.-DISPUR
DIST-KAMRUP(M)
GUWAHATI-78102

Advocate for the Petitioner : MR. S S S RAHMAN, MR. N ISLAM,MR G DAS,SYED BURHANUR RAHMAN,MR A W AMAN,MR S A BARBHUYAN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 02.11.2026

Heard Mr. G. Das, learned counsel, appearing for the petitioners. Also heard Mr. P. Borthakur, learned Additional Public Prosecutor, appearing for the State Respondents.

2. The petitioners, by way of instituting the present criminal petition, has prayed for quashing of an FIR registered as Dispur Police Station Case No.833/2019 under Section 120(B)/420/406/409/506/34 IPC.

3. During the pendency of the present criminal petition, the Investigating Authority on conclusion of the investigation in connection with the said police case, had submitted a final report on 06.12.2023, before the Court of Learned Chief Judicial Magistrate, Kamrup (Metro) Guwahati, and therein, had opined that the issue involved was of civil in nature and accordingly, an FR in the case was submitted. The records requisitioned from the Court of the Learned Chief Judicial Magistrate, Kamrup (Metro) Guwahati, do not disclose the further steps taken in the

matter after the submission of the final report by the Investigating Agency.

4. The final report having been submitted in the matter, the grievance raised by the petitioners in the present criminal petition is redressed, however, the Learned Chief Judicial Magistrate, Kamrup (Metro) Guwahati, would now proceed in the matter in accordance with law by taking on record the final report submitted in the matter by the Investigating Officer.

5. In the event, any further grievance arises on account of consideration of the Final Report by the Trial Court, the petitioners are at liberty to approach this Court by way of instituting appropriate proceedings.

6. With the above observations and directions, the present Criminal Petition stands disposed of.

7. The Trial Court Records be returned to the concerned Court, forthwith.

JUDGE

Comparing Assistant