

GAHC010110642023



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

Case No. : I.A.(CrI.)/416/2023

SANJIB CHUTIA,
S/O- SRI TIKENDRA CHUTIA, R/O- VILL- GUROTHALI, P.S- GOGAMUKH,
P.O- BORDOLONI, DIST- DHEMAJI, ASSAM, PIN- 787026

VERSUS

THE STATE OF ASSAM AND ANR.
REP. BY THE PP, ASSAM

2:SRI TIKENDRA CHUTIA

S/O- SRI INDRESWAR CHUTIA
R/O- VILL- GUROTHALI
P.S- GOGAMUKH
P.O- BORDOLONI
DIST- DHEMAJI
ASSAM
PIN- 78702

Advocate for the Petitioner : MR. U DUTTA

Advocate for the Respondent : PP, ASSAM

Linked Case : I.A.(CrI.)/359/2023

SANJIB CHUTIA

S/O- SRI TIKENDRA CHUTIA

R/O- VILL- GUROTHALI
P.S- GOGAMUKH
P.O- BORDOLONI
DIST- DHEMAJI
ASSAM
PIN- 787026

VERSUS

THE STATE OF ASSAM

REP. BY THE PP
ASSAM

2:SRI TIKENDRA CHUTIA

S/O- SRI INDRESWAR CHUTIA
R/O- VILL- GUROTHALI
P.S- GOGAMUKH
P.O- BORDOLONI
DIST- DHEMAJI
ASSAM
PIN- 787026

Advocate for : MR. U DUTTA
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

Linked Case : Bail Appln./3651/2022

TIKENDRA CHUTIA AND ANR
S/O- SRI INDRESWAR CHUTIA
R/O- VILL- GUROTHALI
P.S- GOGAMUKH
P.O- BORDOLONI
DIST- DHEMAJI
ASSAM
PIN- 787026

2: SANJIB CHUTIA
S/O- SRI TIKENDRA CHUTIA
R/O- VILL- GUROTHALI
P.S- GOGAMUKH
P.O- BORDOLONI

DIST- DHEMAJI
ASSAM
PIN- 787026
VERSUS

THE STATE OF ASSAM
REP. BY THE PP
ASSAM

Advocate for : MR. U DUTTA
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

Date : 23.05.2023

Heard Mr. U. Dutta, learned counsel appearing for the applicant. Also heard Ms. S. H. Borah, learned Additional Public Prosecutor appears for the State of Assam.

2. This Interlocutory Application has been filed by the petitioner/applicant seeking extension of the interim bail granted vide order dated 08.05.2023 passed in I.A (CrI). No.359/2023.

3. By the said order the petitioner was granted interim regular bail upon executing a bail bond of Rs.25,000/- (Rupees twenty five thousand) only with one surety of like amount to the satisfaction of the learned Chief Judicial Magistrate, Dhemaji. The petitioner was directed to surrender before the Court of Chief Judicial Magistrate, Dhemaji on 25.05.2023.

4. Learned counsel for the applicant submits that pursuant to grant

of the interim regular bail, the college authorities vide Notice dated 18.05.2023 (Annexure H Page 38) has notified that the practical examinations are to be held from 23.05.2023 to 29.05.2023. The learned counsel for the applicant submits that in that view of the matter the prayer is made for extension of interim bail granted earlier till 29.05.2023.

5. Ms. S. H. Borah, learned Addl. P.P does not object to the prayer made.

6. Upon hearing the learned counsels for the parties and upon perusal of the pleadings on record, this Court is of the view that the interim regular bail granted to the petitioner vide order dated 08.05.2023 passed in I.A (Crl). No.359/2023 can be extended to permit the petitioner/applicant to appear in the practical examinations, dates of which are notified by the College Authorities.

7. Accordingly, the interim bail granted earlier vide order dated 08.05.2023 passed in I.A(Crl) No. 359/2023 is extended. The petitioner will now surrender before the Chief judicial Magistrate, Dhemaji on 30.05.2023.

8. This order shall now be read along with the order dated 08.05.2023 passed in I.A (Crl). No.359/2023.

9. Interlocutory Application is accordingly allowed and disposed of.

JUDGE

Comparing Assistant