

GAHC040013012024



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

Case No. : AB/126/2024

Tasing Mosu
Son of Late Tamin Mosu, resident of DST Colony, Daporijo, PO and PS Daporijo,
Upper Subansiri District, Arunachal Pradesh.

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Duge Soki,

Advocate for the Respondent : P P of AP,

-BEFORE-

HON'BLE MR. JUSTICE BUDI HABUNG

04.10.2024

Heard Mr. D. Soki, learned counsel for the petitioner and Ms. L. Hage, learned Addl. PP for the State of Arunachal Pradesh.

This is an application under Section 482 of the BNSS, 2023 praying for grant of interim-pre arrest bail apprehending his arrest in connection with Daporijo P.S. Case No. 63/2024 under Section 3 of the PDPP Act.

By an order dated 26.09.2024, this Court while calling for the scanned copies of the Case Diary has granted interim anticipatory bail to the accused

petitioner and directed that in the event of the accused petitioner, namely, Tasing Mosu is being arrested in connection with the Daporijo P.S. Case No.63/2024 under Section 3 of the PDPP Act; he shall be released on interim anticipatory bail on execution of bail bond of Rs.10,000/- with 2 (two) sureties of like amount with a further direction that the accused petitioner shall co-operate with the investigation of the case and shall appear before the I.O. of the case within a period of 7 (seven) days.

The learned counsel for the petitioner submits that in pursuance to the said direction, the accused petitioner; namely, Tasing Mosu had appeared before the I.O. of the case at Daporijo on 27.09.2024.

It is further submitted that on such appearance before the I.O. of the case, the accused petitioner, namely, Tasing Mosu was arrested by the I.O. of the case in connection with the above Daporijo P.S. Case No. 63/2024. However, after completion of all the formalities including recording of his statement, the accused petitioner was released on interim anticipatory bail on the strength of the bail order dated 26.09.2024 granted by this Court.

The learned counsel for the petitioner further submits that otherwise also there is no any allegation against the accused petitioner in the FIR for commission of any offence. Hence, prayer for regularization of interim anticipatory bail granted to the accused on 26.09.2024.

The learned Addl. PP Ms. L. Hage has produced the Case Diary today and fairly submitted that as directed by this Court, the accused petitioner after obtaining the interim anticipatory bail, the petitioner has appeared before the I.O. of the case on 27.09.2024.

In view of the above, since the accused petitioner has already been arrested and subsequently released on bail on execution of bail bond with certain terms and conditions, this bail application has become infructuous.

Accordingly, the interim anticipatory bail granted to the accused petitioner on 26.09.2024 by this Court is hereby regularized and made absolute with the same terms and conditions with the further condition that the accused petitioner shall co-operate and appear before the I.O. of the case as well as the Trial Court as and when called for.

This bail order shall be read along with the bail order dated 26.09.2024.

With the above, this bail application stands allowed and disposed of.

JUDGE

Comparing Assistant