

GAHC010006672024



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

Case No. : AB/142/2024

GOUTAM BISWAS @ GAUTAM BISWAS
S/O- BORO BISWAS, VILL- 1 NO. BATALIMARI, P.O. AND P.S. BHURAGAON,
DIST.- MORIGAON, ASSAM, PIN- 782121

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE LEARNED P.P., ASSAM

Advocate for the Petitioner : MR S ISLAM

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

18.01.2024

Heard Mr. S Islam, learned counsel for the petitioner as well as Mr. P. Borthakur, learned Additional Public Prosecutor, Assam.

This is an application filed under Section 438 CrPC by the petitioner, namely, Goutam Biswas @ Gautam Biswas, in respect of Bhuragaon P.S. Case No. 181/2021 corresponding PRC Case No. 53/2022 under Sections 386/436/34 IPC.

On 04.07.2023, the petitioner did not appear before the trial court rather he, along with another accused Chidan Biswas, filed an application seeking another date for appearance. That petition was rejected by the trial court.

On the next date i.e. 30.08.2023 the trial court held that the petitioner Goutam Biswas @ Gautam Biswas was deliberately avoiding the trial. Therefore, Warrant of Arrest was issued against him.

It is submitted that the petitioner now wants to face the trial. Therefore, it is hereby directed that on his appearance before the trial court, i.e. before the Judicial Magistrate First Class, Morigaon, the petitioner Goutam Biswas @ Gautam Biswas shall be released on bail of Rs.20,000/- with one surety of like amount to the satisfaction of the trial court in respect of Bhuragaon P.S. Case No. 181/2021 corresponding PRC Case No. 53/2022 under Sections 386/436/34 IPC.

With the above, the anticipatory bail application is disposed of.

JUDGE

Comparing Assistant