

GAHC010009732024



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

Case No. : Bail Appln./181/2024

ABDUS SUKUR ALI
S/O LATE AKBAR ALI
R/O VILL- TAKIMARI,P.O. PATAMARI
P.S. DHUBRI,
DIST. DHUBRI, ASSAM
PRESENTLY RESIDING AT VILL- KASURKHAS PT. 2, P.S. DHUBRI,
DIST. DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR E AHMED

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 30-01-2024

- 1.** Heard Mr. E. Ahmed, learned counsel for the petitioner Abdus Sukur Ali.
- 2.** The petitioner has filed this application under Section 439 Cr.PC, with prayer for bail as

he is behind bars since 06.08.2023 in connection with Dhubri PS Case No. 191/2023, (Corresponding to G.R. No. 798/2023 registered u/s 120(B)/121/121-A IPC read with Section 17/19/20/21/39/40 of UA(P) Act.

3. Heard Mr. R.R. Kaushik, learned Additional Public Prosecutor for the State of Assam.
4. Case Diary is not received.
5. It is submitted by the learned Addl. PP that charge-sheet has not been laid against the petitioner.
6. The learned counsel for the petitioner has prayed for bail as the petitioner has almost covered the statutory period u/s 167(2) of the Cr.PC.
7. I have considered the submissions relating to the length of detention. The petitioner is behind bars for 177 days. Charge-sheet has not been submitted against the petitioner.
8. Considering the length of detention, petition is allowed. The petitioner is enlarged on bail of Rs. 50,000/-, with a suitable surety of the like amount, to the satisfaction of the learned Sessions Judge, Dhubri under the conditions that:-
 - i. The petitioner shall refrain from such activities with which he is alleged; and
 - ii. the petitioner shall not leave the jurisdiction of the Court without prior permission till completion of trial.

On breach of any bail conditions, bail order shall stand cancelled.

Bail Application stands disposed of.

JUDGE

Comparing Assistant