

GAHC010012932024



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

Case No. : AB/174/2024

SUBHANGKAR DAS
S/O LATE KALYAN DAS
R/O ANANDAPARA
DULAIJAN, TENGKHAT
DIST. DIBRUGARH, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. B J MUKHERJEE

Advocate for the Respondent : PP, ASSAM

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

20.03.2024

Heard the learned counsel Mr. B.J. Mukherjee appearing for the petitioner as well as Mr. P.S. Lahkar, learned Addl. Public Prosecutor representing the State of Assam.

2. This is an application under Section 438 of the CrPC in respect of the Barbaruah P.S. Case No.120/2023 under Sections 120B/406/409/420/34 of the Indian Penal Code (corresponding to G.R. Case No.1598/2023).
3. Pursuant to an interim order granted in favour of the petitioner, he has appeared before the Investigating Officer and his statement has been recorded by the I/O.
4. I have also heard Mr. Lahkar who submits upon the materials available in the case diary.
5. Considering the aforesaid facts, this Court is of the opinion that since the petitioner has co-operated with police investigation, he does not deserve to be detained in custody. Therefore, his pre-arrest bail application is allowed.
6. Interim bail granted to the petitioner Sri Subhangkar Das on 07.02.2024 is made absolute.
7. The application for bail is disposed of.

JUDGE

Comparing Assistant