

GAHC010017542024



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

Case No. : I.A.(Crl.)/80/2024

OHED ALI @ AHED ALI AND 4 ORS.
S/O- SHAIJUDDIN, R/O- VILL.- SARU ARIKATI, P.O. MAHATOLI BAZAR, P.S.
BOKO, DIST. KAMRUP, ASSAM

2: SAHED ALI @ SAHID ALI
S/O- SHAIJUDDIN
R/O- VILL.- SARU ARIKATI
P.O. MAHATOLI BAZAR
P.S. BOKO
DIST. KAMRUP
ASSAM

3: SAHAB ALI @ SAHA ALI
S/O- SHAIJUDDIN
R/O- VILL.- SARU ARIKATI
P.O. MAHATOLI BAZAR
P.S. BOKO
DIST. KAMRUP
ASSAM

4: JIBON ALI @ CHAHAJAHAN ALI
S/O- SANTESH ALI @ HABEJ UDDIN
R/O- VILL.- SARU ARIKATI
P.O. MAHATOLI BAZAR
P.S. BOKO
DIST. KAMRUP
ASSAM

5: SHAIJUDDIN
S/O- LATE JALAL UDDIN
R/O- VILL.- SARU ARIKATI
P.O. MAHATOLI BAZAR
P.S. BOKO
DIST. KAMRUP

ASSA

VERSUS

THE STATE OF ASSAM
REP BY THE PP ASSAM

Advocate for the Petitioner : MR. M I HUSSAIN

Advocate for the Respondent : PP, ASSAM

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

02.02.2024

Heard the learned counsel Mr. M.I. Hussain appearing for the petitioners. Also heard Mr. K.K. Das, learned Addl. Public Prosecutor, Assam.

In A.B. No.4039/2023, this Court granted interim bail to the petitioners in respect of Boko P.S. Case No.522/2023. Thereafter, police filed the *charge sheet* against the petitioners under Sections 341/352/342/394 of the Indian Penal Code. Therefore, on 19.01.2024, this Court directed the petitioners to approach the trial court for seeking regular bail and the earlier interim bail order was vacated.

Petitioners have stated that they are now ready to approach the learned trial court for seeking regular bail. But there is a possibility that before they could appear the learned trial court, they will be arrested by

police. The petitioners, therefore, have prayed that their interim bail order, which was earlier vacated, should be restored till they could appear before the trial court.

I have considered the submissions made by the learned counsels of both sides.

The petitioners are directed to appear before the learned trial court within 15th February, 2024 for seeking regular bail.

Till they appear before the trial court and file(s) bail application, if they are arrested by police, they shall be released on furnishing bail bond of ₹25,000/- each with sureties of like amount to the satisfaction of the arresting authority.

It is also directed that the learned trial court shall consider their prayer for bail in accordance with law and shall not influence by the observations made in this order.

With the aforesaid direction, the Interlocutory Application (Crl.) is disposed of.

JUDGE

Comparing Assistant