

GAHC010017842024



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

Case No. : Bail Appln./258/2024

RAIFUL ISLAM
S/O MOKBUL HOQUE @ MAKBUL HUSSAIN VILL- CHOMRASHALI
P.S. MANKACHAR
DIST. SOUTH SALMARA MANKACHAR, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. K H SAIKIA

Advocate for the Respondent : PP, ASSAM

**BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA**

ORDER

Date : 12.02.2024

Heard Mr. K. H. Saikia, learned counsel for the petitioner. Also heard Mr. N. Baishya, learned Additional Public Prosecutor for the State respondent.

This is an application under Section 439 of the Code of Criminal Procedure, for grant of bail to the accused/petitioner, who has been arrested in connection with Kamalpur P.S. Case No. 222/2023, under Section 366 of the Indian Penal Code (G.R. Case No. 1374/2023).

Mr. N. Baishya, learned Additional Public Prosecutor, submits that though the case was listed today for production of the Case Diary before this Court, but the case has already been Charge-Sheeted, vide Charge-Sheet No. 157/2023, dated 31.12.2023.

In this context, Mr. Saikia, learned counsel for the petitioner, has submitted that the accused/petitioner is innocent and the incident had happened only due to love affairs and considering his length of detention, he may be enlarged on bail.

Considering the submissions of learned counsels for both sides and also considering the fact that the case has already been Charge-Sheet, vide Charge-

Sheet No. 157/2023, dated 31.12.2023, the accused/petitioner is hereby directed to appear before the learned Court below with an appropriate application for bail, which shall be considered by the learned Court below in accordance with law.

In terms of above, this bail application stands disposed of.

JUDGE

Comparing Assistant