

GAHC010020112024



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

Case No. : Bail Appln./278/2024

DILWAR ALI
S/O- RAHIM ALI, R/O- VILL.- SONAPUR PATHAR, P.O. SONAPUR, DIST.
KAMRUP(M), ASSAM, PIN- 782402.

VERSUS

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

Advocate for the Petitioner : MR. Y SIKDAR

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI
O R D E R

30.01.2024

1. Heard Mr. Y. Sikdar, learned counsel for the petitioner. Also heard Mr. P. Borthakur, learned Addl. P.P. for the State respondent.
2. This is an application filed under Section 439 Cr.P.C. praying for granting regular bail to the petitioner, **Dilwar Ali**, who was arrested on 07.01.2024 in connection with **Sonapur P.S. Case No. 280/2023**, registered under Sections **379/411/413 IPC**.
3. The case of the prosecution in brief is that the accused/petitioner has stolen articles from a vehicle which was seized by the police officer in connection with another offence and thereafter, the accused/petitioner has hidden the stolen articles in the shop of Sajamul Ali.
4. The case diary as called for is placed before this Court.
5. It appears that the investigation is going on the statements have been recorded under Section 161 Cr.P.C. It further submits that some of the stolen articles have already been recovered.
6. Considering above, this Court is of the opinion that further detention of the petitioner may not be necessary.

7. Considering all aspects, the petitioner namely **Dilwar Ali** is allowed to go on bail in connection with the above noted case on furnishing bail bond of **Rs.30,000/- (Rupees Thirty Thousand) only** with one surety of like amount to the satisfaction of the learned **CJM, Kamrup (M), Guwahati**.

8. The bail granted to the petitioner shall be subject to the following conditions-

i) The petitioner shall co-operate with the investigation,

ii) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of this case so as to dissuade such person from disclosing such facts to the Court or to any Police Officer; and

iii) The petitioner shall refrain from such activities with which he is alleged, failing which, bail orders shall stand cancelled.

9. With the above observation, this bail application stands allowed.

10. This disposes of the bail application.

Send back the case diary.

JUDGE

Comparing Assistant