

GAHC010021482024



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

Case No. : AB/258/2024

MD. BHAIJAN ALI
S/O BUKON ALI, R/O VILLAGE- DEMOWMUKH GAON, P.O- DEMOWMUKH,
P.S SIVASAGAR, IN THE DISTRICT OF SIVASAGAR, ASSAM, PIN-785663

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. M KALITA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

Date : 13-03-2024

Heard Mr. M. Kalita, learned counsel for the petitioner. Also heard Mr. K.K. Parashar, learned Additional Public Prosecutor for the State respondent.

2. This is an application under Section 438 of the Code of Criminal Procedure, 1973 seeking pre-arrest bail of the petitioner i.e. Md. Bhairan Ali, who is apprehending arrest in connection with Tinsukia Police Station Case No.

1024/2020 corresponding to G.R. No. 1768/2020 registered under Sections 448/376 of the Indian Penal Code, 1860.

3. Mr. K.K. Parashar, learned Additional Public Prosecutor submits that in the meantime charge sheet has been filed vide CS No. 567/2023.

4. It appears that investigation has been completed.

5. In view of the above, this Anticipatory Bail application is disposed of with a direction to the petitioner to appear before the learned Court of Chief Judicial Magistrate, Tinsukia within a period of 10 (ten) days from today and till then, he shall not be arrested. Upon the appearance, the learned Court of Chief Judicial Magistrate shall consider the prayer for bail on its own merit.

This disposes of the anticipatory bail application.

JUDGE

Comparing Assistant