

GAHC010022552024



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

Case No. : Bail Appln./351/2024

RAMASH DOIMARY @ RAMESH DAIMARY @ RAJU DAIMARY @ RAJU @
BIJAY
S/O SHRI GENDRA DAIMARY
VILL- DAKHIN KUMRIKATA
P.S. TAMULPUR
DIST.TAMULPUR, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. S MUNIR

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 01.03.2024

1. Heard Mr. S. Munir, learned counsel for the petitioner. Also heard Mr. B. B. Gogoi, learned Additional Public Prosecutor for the State who submits that though the case diary was called for in this case, however, in the meanwhile, charge-sheet has been laid vide Charge-sheet No. 67/2024 dated 21.02.2024.

2. Learned counsel for the petitioner has submitted that the petitioner has been detained behind the bars for last 56 days and presently he is admitted to LGB Chest Hospital, Guwahati since 20.01.2024 as he is suffering from Tuberculosis.

3. On perusal of the report of the Superintendent of LGB Hospital, Guwahati dated 19.02.2024 which was forwarded to this Court by the Superintendent of Central Jail, Guwahati, it appears that though all the parameters of the present petitioners are within normal limits. However, he is still under medication for treatment of tuberculosis.

4. Considering the health condition of the petitioner and also considering the fact that the investigation in this case has already been completed, this Court is of the considered opinion that further custodial detention may not be necessary, if he cooperates in the trial.

5. In view of the above, the petitioner, namely, Ramash Doimary @ Ramesh Daimary @ Raju Daimary @ Raju @ Bijay is hereby allowed to go on bail of Rs.30,000/- (Rupees Thirty Thousand) only with one surety to the satisfaction of learned Chief Judicial Magistrate, Kamrup(M) with following conditions:-

1. That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person who may be acquainted with the facts of this case so as to dissuade such person from deposing against the petitioner in the ensuing trial before the trial court.

2. That the petitioner shall appear before the trial court as and when so required by the trial court

3. That the trial court may impose any additional condition for bail during trial if it deems fit to do so, to procure regular attendance of the

petitioner during trial.

6. With the above observation, this bail application is hereby disposed of.

JUDGE

Comparing Assistant