

GAHC010024622024



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

Case No. : AB/295/2024

SAMSUL ALI
R/O VIL- GARBHITOR
P.O. DHAMDHAMA
P.S. BARAMA
DIST. BAKS, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP ASSAM

Advocate for the Petitioner : MR M HANDIQUE

Advocate for the Respondent : PP, ASSAM

**BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA**

ORDER

Date : 19.02.2024

Heard Mr. M. Handique, learned counsel for the petitioner. Also heard Ms. B. Bhuyan, learned Additional Public Prosecutor for the State respondent.

This is an application under Section 438 of the Code of Criminal Procedure, 1973 praying for grant of pre-arrest bail to the accused/petitioner, who is apprehending arrest in connection with the case which may be registered in Kamalpur Police Station in connection with car accident took place on 12.01.2024.

Pursuant to the order dated 09.02.2024, Ms. Bhuyan, learned Additional Public Prosecutor, has submitted that they have not received any instruction or report from the I.O. as to whether any case has been registered against the present petitioner.

However, Mr. Handique, learned counsel for the petitioner, has submitted that the case has already been registered against the present petitioner before the Kamalpur Police Station under Section 304A of the Indian Penal Code, which is bailable offence. Accordingly, he submitted that he has the instruction to withdraw the present anticipatory bail application.

Accordingly, as prayed for, the present anticipatory bail application stands

disposed of on withdrawal.

JUDGE

Comparing Assistant