

GAHC010028212024



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

Case No. : AB/401/2024

JEHIRUL ISLAM
S/O MD. AKIBAR ALI
R/O BARACHAKABAHA
P.O. TAKUNA BORI
DIST. MORIGAON, ASSAM
PIN-782104

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. D M KHAN

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

01.03.2024

Heard Mr. D. M. Khan, learned counsel for the petitioner. Also heard Mr. D. P. Goswami, learned Additional Public Prosecutor for the State.

This is an application filed under **Section 438 Cr.P.C.**, praying for pre-arrest bail by the petitioner, namely, **Jehirul Islam**, who is apprehending arrest in

connection with **Basistha P.S. Case No. 41/2024(Corresponding to GR No. 366/2024)**, registered under **Sections 120(B)/379 IPC, R/W Section 11 (1)(d) of the Prevention of Cruelty to Animal Act, R/W Section 13(1)/16 of Assam Cattle Preservation Act.**

It is submitted by the learned counsel for the petitioner that the petitioner is neither the owner nor the driver and handyman of the vehicle. Learned counsel for the petitioner further submits that the name of the petitioner is also not mentioned in the FIR.

On the other hand, Mr. Goswami, learned Additional Public Prosecutor for the State has produced the case diary and submits that no incriminating material is available in the case diary against the petitioner.

In view of above, bail application stands closed.

The pre-arrest bail application stands disposed of.

Return the case diary.

JUDGE

Comparing Assistant