

GAHC010029422024



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

Case No. : AB/355/2024

HAFIZ ISLAM @ HAFIZUL ISLAM
S/O MAFIJUL ISLAM
R/O MASJID PATH, DHIRENPARA, P.S. FATASIL AMBARI,
DIST. KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. U K BARMAN

Advocate for the Respondent : PP, ASSAM

BEFORE
HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND
ORDER

16.02.2024

Heard Mr U K Barman, learned counsel for the petitioner, Hafiz Islam @ Hafizul Islam.

2. The petitioner has filed this application under Section 438 CrPC, with prayer for

pre-arrest bail, as he is apprehending arrest in connection with Fatasil Ambari PS Case No. 45/2024, under Sections 294/354(C)/509/506 IPC, read with Section 67(A) of the IT Act, 2000.

3. Heard Mr R R Kaushik, learned Additional Public Prosecutor for the State of Assam.

4. The learned Additional Public Prosecutor has submitted that the offences under which the petitioner is booked are bailable offences, so this petition under Section 438 CrPC is not maintainable.

5. As there appears to be no apprehension of arrest, petition is not considered and the matter is closed.

JUDGE

Comparing Assistant