

GAHC010029642024



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

Case No. : AB/445/2024

ZAKINUR HUSSAIN
S/O MONIF ALI
R/O ANGARAKATA PT II, PO AND PS BOGRIBARI DIST KOKRAJHAR
ASSAM, PIN 783349

VERSUS

THE STATE OF ASSAM AND ANR.
REP.BY THE PP, ASSAM

2:SOFIQL RAHMAN
S/O HANIF ALI
RESIDENT OF ANGARAKATA PT.II
PS BOGRIBARI DIST KOKRAJHAR ASSAM PIN 78334

Advocate for the Petitioner : MR R ISLAM

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

12.06.2024

Heard Ms. R. Islam, the learned counsel for the petitioner. Also heard Mr. M. P. Goswami, learned Additional Public Prosecutor for the State of Assam and Mr. P.

Saikia, learned Legal Aid Counsel for the respondent No. 2.

By this application under Section 438 Cr.P.C., the petitioner, namely, **Zakir Hussain** is seeking pre-arrest bail in connection with Bogiribari Police Station Case No. 140/2023 under Section 341/376/506 of IPC read with Section 4 of POCSO Act.

Case diary as called for has been received and perused the same.

Considered the materials so far collected by the Investigating Officer. Perused the statement of the victim recorded under Section 164 of Cr.P.C. and under Section 161 of Cr.P.C. Also perused the statement of other witnesses recorded by the I.O. The victim has specifically implicated the accused.

There are sufficient incriminating materials against the present petitioner.

Considering the nature of material collected by the I.O., as well as the gravity of the offence, this Court is not inclined to grant privilege of pre-arrest bail to the petitioner.

Accordingly, this bail application is disposed of.

Return back the case diary.

JUDGE

Comparing Assistant