

GAHC010040912024



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

Case No. : Bail Appln./592/2024

SAHIL ALI
S/O LATE AMAR ALI
R/O RAILWAY GATE NO. 6,
KUMARPARA,
NEAR BISMILLAH HOTEL, P.S. BHARALUMUKH
DIST. KAMRUP (M), ASSAM

VERSUS

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

2:UPAMA SARMA BARUAH
W/O NAYANJIT SARMA
R/O FATASIL
KAILASHPUR
NEAR NAMGHAR
P.S. BHARALUMUKH
DIST. KAMRUP (M)
ASSA

Advocate for the Petitioner : MR. C K NATH

Advocate for the Respondent : PP, ASSAM

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

18.03.2024

Heard the learned counsel Mr. S. Munir appearing for the petitioner. Also heard Mr. R.J. Baruah, learned Addl. Public Prosecutor representing the State of Assam.

2. This is an application under Section 439 of the CrPC filed by the petitioner Sahil Ali praying for releasing him on bail after he was arrested in connection with Bharalumukh P.S. Case No.368/2023, registered under Sections 419/366/376 of the Indian Penal Code read with Section 4 of the Protection of Children from Sexual Offence Act, 2012.

3. Mr. Baruah submits that today is the 91st day of detention of the petitioner. Yet, no *charge sheet* has been filed till now.

4. Under the given circumstances of the case, the petitioner is entitled to default bail.

5. Accordingly, the petitioner Sahil Ali is allowed to go on bail in connection with Bharalumukh P.S. Case No.368/2023, registered under Sections 419/366/376 of the Indian Penal Code read with Section 4 of the Protection of Children from Sexual Offence Act, 2012 on furnishing bail bond of ₹25,000/- with one surety of like amount to the satisfaction of the learned Special Judge, POCSO, Kamrup (M), Guwahati.

The bail application is disposed of.

JUDGE

Comparing Assistant