

GAHC010041032024



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

Case No. : AB/715/2024

DILWAR HUSSAIN @ KUTI AND ANR
S/O LT. MATHLOBUR RAHMAN
R/O BOROF-KOL, DIGIRPAR
P.S. BADARPUR,
DIST. KARIMGANJ, ASSAM

2: GULZAR HUSSAIN @ PHETU
S/O MATHLABUR RAHMAN
R/O BOROF-KOL
DIGIRPAR
P.S. BADARPUR

DIST. KARIMGANJ
ASSA

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR H R CHOUDHURY

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANASH RANJAN PATHAK

ORDER

20-03-2024

Heard Mr. H R Choudhury, learned counsel for the petitioners and Mr. D Das, learned Additional Public Prosecutor, Assam for the State.

By this application under Section 438 CrPC, the petitioners, namely, **(i) Dilwar Hussain @ Kuti** and **(ii) Gulzar Hussain @ Phetu**, both sons of Mathlabur Rahman of village-Borof-kol, Digirpar, PS-Badarpur, District-Karimganj are seeking pre-arrest bail in connection with NDPS Case No. 34/2023, arising out of Badarpur Police Station Case No. 97/2023 registered under Sections 22(c)/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, which is presently pending before the Special Judge (NDPS), Karimganj, being NDPS Case No. 34/2023.

On instruction of the petitioners, Mr. H R Choudhury, learned counsel is not pressing this anticipatory bail application, to which Mr. D Das, learned Additional Public Prosecutor, Assam has no objection.

Accordingly, this anticipatory bail application, being not pressed, stands dismissed.

JUDGE

Comparing Assistant