

GAHC010043852023



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

Case No. : AB/711/2023

VISHNU KUMAR @ VISHNU BIYANI
S/O LATE DUNGAR MAL BIYANI
R/O FLAT NO. CV5 OF DURGA RESIDENCY, LAST GATE (BEHIND MLA
HOSTEL), P.S. AND P.O. DISPUR, DIST. KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. M BISWAS

Advocate for the Respondent : PP, ASSAM

**BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA
ORDER**

08.05.2024

Heard Ms. M. Das, learned counsel for the applicant. Also heard Mr. B. Sharma, learned Additional Public Prosecutor for the State respondent.

This is application under Section 438 of the Code of Criminal Procedure, 1973, praying for grant of pre-arrest bail to the accused/applicant, who is apprehending arrest in connection with Guwahati GRPS P.S. Case No.162/2022 under Section 120(B)/420/506/34/386 of the Indian Penal Code.

It reveals from the case record that vide order dated 09.03.2023, the present applicant was granted with interim pre-arrest bail and since then, the case was fixed for production of Case Diary. However, the learned Additional Public Prosecutor has submitted that in the instant case, the I.O. has returned the case in F.R., vide F.R. No. 07/2023, dated 30.06.2023.

In view of above, since the I.O. has returned the case in F.R., there is no apprehension of arrest, and this petition becomes infructuous and accordingly, the same stands closed.

JUDGE

Comparing Assistant