

GAHC010045262024



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

Case No. : Bail Appln./671/2024

IUNUCH ALI @ EUNUCH ALI
S/O HASEM ALI
R/O RANGASWARI
P.O. TUPAMARI, P.S. NAGARBERA,
DIST. KAMRUP, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. N J DUTTA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 10.05.2024

Heard Ms. S.R. Kalita, learned counsel for the accused and Mr. B. Sarma, learned Addl. Public Prosecutor for the State respondent.

2. This petition, under Section 439 Cr.P.C. is preferred by the accused, namely, Iunuch Ali @ Eunuch Ali, who has been languishing in jail hazot in

connection with Nagarbera P.S. Case No. 127/2023, under Sections 22(c)/29 of the NDPS Act, for grant of bail.

3. It is to be noted here that vide order dated 07.03.2024, the learned Additional Public Prosecutor was directed to produce the case diary before this Court. Today Mr. Sarma, learned Additional Public Prosecutor submits that he has not received the case diary, but as per his instruction, the I.O. has completed investigation and submitted charge-sheet, being charge-sheet No. 34/2024, dated 30.04.2024, under Sections 22(c)/29 of the NDPS Act.

4. Ms. Kalita, the learned counsel for the accused submits that the accused will approach the learned trial Court for bail.

5. In view of the submission of learned Advocates of both sides, this Court is inclined to dispose of this application by directing the accused to appear before the learned Court below by filing appropriate application and in the event of filing of such an application, the learned Court below shall consider the same in accordance with law.

6. In terms of above, this bail application stands disposed of.

JUDGE

Comparing Assistant