

GAHC010052432024



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

Case No. : Bail Appln./761/2024

DEVENDRA SINGH
S/O- MR. GILLO SINGH PERMANENT ADDRESS ATALBAND MANDIR,
DHAU PAYASA, P.O BHARATPUR, DISTRICT BHARATPUR, RAJASTHAN,
PIN-321001, P.S ATALBAND M.NO.7690873864. PRESENT ADDRES
BAMUNIMOIDAM, RPSF NEW GUWAHATI, P.S. GEETANAGAR

VERSUS

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

2:MAHENDRA BASFOR
S/O- LATE JUGESWAR BASFOR
ADDRESS 2 NO HAFIZ NAGAR
P.S CHANDMARI
DISTRICT- KAMRUP(M)
ASSAM
GUWAHATI-78100

Advocate for the Petitioner : MR P SONOWAL

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 22.03.2024

Heard Mr. A. Deka, learned counsel appearing for the Petitioner. Also heard Mr.

R.J. Baruah, the learned Additional P.P. for the State of Assam.

This is an application under Section 439 of the C.r.P.C. in respect of All Women P.S. Case No. 05/2024 under Section 354 of the IPC read with Section 12 of the Pocso Act, 2012.

It is alleged in the FIR that the petitioner has tried to outrage the modesty of a minor girl aged about 16 years.

I have gone through the statement of the victim girl that was recorded under Section 164 Cr.P.C., as well as the case diary.

I have considered the submissions made by the learned counsel for both sides.

This Court is of the opinion that the petitioner no longer deserves to be detained in custody. Therefore, his bail application is allowed. Accordingly, it is hereby directed that the petitioner Devendra Singh shall be released on bail of Rs.25,000/- with a surety of like amount to the satisfaction of the learned Chief Judicial Magistrate, Kamrup(Metro), Guwahati, Assam.

The bail application stands disposed off.

JUDGE

Comparing Assistant