

GAHC010060172024



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

Case No. : Bail Appln./864/2024

FULCHAN BADSHA @ PHUL CHAND BADSHA
S/O MAIN UDDIN
R/O BHELAGAON,
P.S. BARPETA
DIST. BARPETA, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MS. A. MEDHI
Advocate for the Respondent : PP, ASSAM

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

22.03.2024

Heard Ms. A. Medhi, the learned counsel appearing for the petitioner as well as Ms. A. Begum, the learned Addl. Public Prosecutor representing the State of Assam/Opposite Party No.1.

2. This is an application filed by the petitioner Fulchan Badsha @ Phul Chand Badsha under Section 439 of the CrPC in respect of Hatigaon P.S. Case No.47/2024, registered under Section 379 of the Indian Penal Code.

3. Today, Ms. Medhi has pointed out that the petitioner is only 17 years old and his Birth Certificate has been produced before this Court, which shows that the petitioner was born on 30.04.2006.

4. Since the petitioner is only 17 years old, he should not be detained in jail.

5. The Investigating Officer of this case is directed to produce the petitioner before the concerned Juvenile Justice Board.

With the aforesaid direction, the bail application is disposed of.

JUDGE

Comparing Assistant