

GAHC010062572024



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

Case No. : AB/804/2024

MRS. ALAM ARA LASKAR AND 4 ORS.
W/O LATE JOYNAL ABEDIN LASKAR, R/O PANCHAYAT ROAD AMBIKAPUR
PART-IX, WARD NO. 19, P.O. AND P.S.-SILCHAR, DIST- CACHAR, ASSAM

2: MOYUN UDDIN LASKAR
S/O LT. ASADDAR ALI LASKAR
R/O PANCHAYAT ROAD AMBIKAPUR PART-IX
WARD NO. 19
P.O. AND P.S.-SILCHAR
DIST- CACHAR
ASSAM

3: AMIN UDDIN LASKAR
S/O MOKODDOS ALI LASKAR
R/O PANCHAYAT ROAD AMBIKAPUR PART-IX
WARD NO. 19
P.O. AND P.S.-SILCHAR
DIST- CACHAR
ASSAM

4: ANWAR HUSSAIN LASKAR
S/O MAKADDAS ALI LASKAR
R/O PANCHAYAT ROAD AMBIKAPUR PART-IX
WARD NO. 19
P.O. AND P.S.-SILCHAR
DIST- CACHAR
ASSAM

5: IKBAL HUSSAIN LASKAR
S/O MAKADDAS ALI LASKAR
R/O PANCHAYAT ROAD AMBIKAPUR PART-IX
WARD NO. 19
P.O. AND P.S.-SILCHAR
DIST- CACHAR

ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S ROY

Advocate for the Respondent : PP, ASSAM

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

10.04.2024

Heard the learned counsel Mr. M.H. Laskar appearing for the petitioners. Also heard Mr. R.R. Kaushik, learned Addl. Public Prosecutor representing the State of Assam.

- 2.** This is an application under Section 438 of the CrPC in respect of Silchar P.S. Case No.1300/2022, registered under Sections 406/468/420 of the IPC.
- 3.** Earlier, case diary was called for and the same is not received yet.
- 4.** Today, I am of the considered opinion that this bail application can be considered and disposed of without perusal of the case diary.
- 5.** The allegation against the present petitioners is that they had mutated their names illegally in respect of the land belonging to the informant.
- 6.** After going through the FIR, it appears that there are elements of a civil suit and therefore, this Court is of the opinion that the petitioners do not deserve to be detained in custody for the allegation brought against them. Their pre-arrest bail

application is allowed.

7. The petitioners, namely- (1) Mrs. Alam Ara Laskar, (2) Moyun Uddin Laskar, (3) Amin Uddin Laskar, (4) Anwar Hussain Laskar and (5) Ikbal Hussain Laskar are allowed to go on bail connection with Silchar P.S. Case No.1300/2022, registered under Sections 406/468/420 of the IPC on furnishing bail bond of ₹20,000/- with sureties of like amount to the satisfaction of the arresting authority.

8. The above named petitioners shall co-operate with the police investigating officer as and when required.

With the above direction, the application for bail is allowed.

JUDGE

Comparing Assistant