

GAHC010071582024



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

Case No. : AB/933/2024

MUSTAK AHMED LASKAR AND 4 ORS.
S/O LATE HABIBUR RAHMAN LASKAR
VILL- ALOICHERRA, PART-IV
P.O. KARICHERRA,P.S. KATLICHERRA
DIST. HAILAKANDI, ASSAM

2: SAHIN AHMED LASKAR
S/O LATE HABIBUR RAHMAN LASKAR
VILL- ALOICHERRA PART-IV
P.O. KARICHERRA
P.S. KATLICHERRA
DIST. HAILAKANDI
ASSAM

3: MACHUM AHMED BARBHUIYA
S/O ACHAB UDDIN BARBHUIYA
VILL- ALOICHERRA PART-IV
P.O. KARICHERRA
P.S. KATLICHERRA
DIST. HAILAKANDI
ASSAM

4: FARIDUL ISLAM TAPADAR
S/O FAKAR UDDIN TAPADAR
VILL- ALOICHERRA PART-IV
P.O. KARICHERRA
P.S. KATLICHERRA
DIST. HAILAKANDI
ASSAM

5: KHAYRUL ISLAM TAPADAR
S/O MOIN UDDIN TAPADAR
VILL- ALOICHERRA PART-IV
P.O. KARICHERRA

P.S. KATLICHERRA
DIST. HAILAKANDI
ASSA

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. K MIRA

Advocate for the Respondent : PP, ASSAM

BEFORE
HON'BLE MR. JUSTICE KAUSHIK GOSWAMI
ORDER

16.05.2024

Heard Mr K Mira, learned counsel for the petitioner. Also heard Mr D Das, learned Additional Public Prosecutor for the State respondents.

2. This is a second application under Section 438 of the Code of Criminal Procedure, 1973, for granting of pre-arrest bail to the petitioners, namely, 1) Mustak Ahmed Laskar, 2) Sahin Ahmed Laskar, 3) Machum Ahmed Barbuiya, 4) Faridul Islam Tapadar and 5) Khayrul Islam Tapadar, who are apprehending arrest in connection with Katlicherra PS Case Case No. 183/2023, registered under Sections 294/506/436/34 of the Indian Penal Code, 1860.

3. Pertinent that, vide order dated 12.03.2024, this Court had earlier rejected the prayer of anticipatory bail application made by the aforesaid petitioners upon evaluation

and analyzing the entire materials placed before this Court.

4. There appears no change of circumstances after passing of the aforesaid rejection order. It further appears that the investigation is not being able to proceed since the petitioners are absconding. As such, the application for anticipatory bail stands rejected.

5. Return the Case Diary.

6. With the above observations, this anticipatory bail application stands disposed of.

JUDGE

Comparing Assistant