

GAHC010073532024



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

Case No. : AB/940/2024

NADU MIAH AND ANR.
S/O LT. ANSAR ALI
R/O - VILL -KAKRIPARA BALURCHAR, P.S - MANKACHAR, DIST - SOUTH
SALMARA - MANKACHAR, ASSAM

2: SHORIF MIAH
S/O NADU MIAH
R/O - VILL -KAKRIPARA BALURCHAR
P.S - MANKACHAR
DIST - SOUTH SALMARA - MANKACHAR
ASSA

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. L R MAZUMDER

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

Date : 02.05.2024

Heard Mr. A.Z Ahmed, learned counsel for the applicants and
Mr. D Das, learned Addl. PP, Assam.

By this application under Section 438 Cr.P.C., the applicants, namely, **1. Nadu Miah & 2. Shorif Miah** have prayed for pre arrest bail apprehending arrest in connection with **Mankachar PS Case No.452/2023** under sections **148/149/447/326/307/294 IPC**.

Case diary called for is received and perused.

The eye witnesses' statement suggest involvement of the applicants in the commission of the offence. The injury report reveals grievous injuries and also reflects that such injuries were caused by dangerous weapons.

Considering the matter in entirety, this court is of the view that there are sufficient incriminating materials against the applicants including the injury report and accordingly, this Court is of the view that this is not a fit case for grant of privilege of pre arrest bail to the applicants and accordingly the same stands rejected.

Accordingly, the instant petition stands dismissed.

The interim order passed earlier if any, stands vacated.

Return the case diary.

JUDGE

Comparing Assistant