

GAHC010080972024



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

Case No. : Bail Appln./1166/2024

BIRENDRA PRASAD @ RINKU PRASAD
S/O LAXMAN PRASAD
R/O SATGAON RAIL LINE, OPPOSITE TRUE VALUE, P.O. UDAYAN VIHAR,
P.S. SATGAON, DIST. KAMRUP (M), ASSAM, PIN-781027

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MS R ALI

Advocate for the Respondent : PP, ASSAM

BEFORE
THE HON'BLE MR JUSTICE ARUN DEV CHOUDHURY
ORDER

03.05.2024

Heard learned counsel for the parties.

This is an application filed under Section 439 Cr.P.C. praying for granting regular bail to the petitioner, Birendra Prasad @ Rinku Prasad, who was arrested on 05.03.2024 in connection with Satgaon PS case No. 35/2024 under Section

341/294/325/326/307/34 IPC.

Case diary produced by the learned Additional Public Prosecution is perused.

Considering the material so far collected and stage of investigation, this Court is of the opinion that there shall not be necessitated for custodial detention of the petitioner inasmuch as he has been thoroughly interrogated during the custodial . Accordingly, the present application is allowed.

It is directed that the applicant be released on bail on his furnishing a personal bond in the sum of Rs.20,000/- (Rupees Twenty Thousand Only) with one solvent surety of like amount to the satisfaction of the learned CJM, Kamrup (M) with the following conditions.

- (1) The petitioner shall not hamper with the investigation, or tamper with the evidence of the case,
- (2) The petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer,
- (3) The petitioner shall appear before the I/O on each and every date as and when called for.

Bail application stands disposed of.

JUDGE

Comparing Assistant