

GAHC010083442024



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

Case No. : I.A.(CrI.)/393/2024

SRI SANJEEV BHALOTIA AND ANR
SON OF LATE JOGMOHAN BHALOTIA, RESIDENT OF BF 164 SALT LAKE
SECTOR 1 P.S. BIDHANNAGAR NORTH DIST NORTH 24 PARAGANAS
KOLKATA WEST BENGAL

2: KESHAV BHALOTIA
SON OF SANJEEV BHALOTIA
RESIDENT OF -BF 164 SALT LAKE SECTOR 1 PS BIDHANNAGAR NORTH
DIST NORTH 24 PARAGANAS KOLKATA WEST BENGAL

VERSUS

THE STATE OF ASSAM
REP BY THE PP ASSAM

Advocate for the Petitioner : PRADIP GOGOI

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN
ORDER

09.05.2024

Heard Mr. H. Das, learned counsel for the applicants and Mr. P.S. Lahkar, learned Addl. P.P. for the State respondent.

2. This interlocutory application is preferred by the applicants namely, Sri Sanjeev Bhalotia and Sri Keshav Bhalotia for alteration/modification of the

condition No. 3, imposed in the order dated 05.03.2024, passed in AB No. 557/2024.

3. Mr. Das, learned counsel for the applicants submits that vide order dated 05.03.2024, this Court has granted interim pre-arrest bail to the applicants, by imposing 3 conditions and the last condition was that the applicant shall not leave the jurisdiction of the learned S.D.J.M. (M), Gohpur. Mr. Das further submits that as the aforesaid condition was imposed upon the applicant, the applicant could not appear before the I.O., apprehending that in the event of reaching Gohpur they may not be allowed to leave the jurisdiction of learned S.D.J.M. (M), Gohpur and therefore, it is contended to modify the condition No. 3 as mentioned above.

4. Admittedly, the applicants have not appeared before the I.O. and also they have not filed any application before the learned S.D.J.M. (M), Gohpur for allowing them to leave the jurisdiction of learned S.D.J.M. (M), Gohpur and as such, the apprehension is found to be unfounded as well as unreasonable.

5. Under the aforementioned facts and circumstances, this Court finds no merit in this interlocutory application and accordingly, the same stands **dismissed**. And the applicants are directed to appear before the arresting authority within a period of 10 (ten) days from today.

JUDGE

Comparing Assistant