

GAHC010096342024



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

Case No. : AB/1239/2024

BINIT TALUKDAR
S/O LATE AJIT TALUKDAR, RESIDENT OF MOUMARA, PS SONAPUR, DIST
KAMRUP M ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP ASSAM

Advocate for the Petitioner : MS. T SOM

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

Date : 03-06-2024

1. Heard Ms. T Som, learned counsel for the applicant. Also heard Mr. D Das, learned Addl. PP, Assam.
2. By this application the applicant, namely, ***Binit Talukdar*** has prayed for pre arrest bail under section 438 Cr.P.C who is apprehending arrest in connection with ***Sonapur PS Case***

No.88/2024 under sections **354(D)/509/387/294/354(A)/506 IPC.**

3. The case diary of Sonapur PS Case No.88/2024 filed by the informant against the present applicant as well as the case diary of Sonapur PS case No.86/2024 filed by the present applicant against the informant are produced which are accordingly perused.

4. After perusal of the case diaries, this court is of the view that the applicant has made out a good case for granting him pre arrest bail inasmuch as considering the stage of investigation, in the opinion of this Court, no custodial interrogation of the present applicant shall be necessary.

5. As such this anticipatory bail application is hereby disposed of by providing that in the event of arrest in connection with the aforementioned case, the applicant, above named shall be released on bail on furnishing a bond of Rs.30,000/- with one local surety of the like amount to the satisfaction of the arresting authority subject to the condition that:

I. The applicant shall appear before the Officer in charge of the concerned PS within 10 (ten) days from today;

II. The applicant 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 him/her from disclosing such facts to the Court or to any police officer.

III. The applicant shall not leave the territorial jurisdiction of the concerned I.O. without prior intimation and shall not hamper with the investigation or tamper with the evidence of the case.

6. The pre-arrest bail application stands disposed off.
7. Send back the case diary.

JUDGE

Comparing Assistant