

GAHC010098822024



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

**Case No. : Bail Appln./1420/2024**

NUR ALAM  
S/O ISAB ALI @ YOUSUF ALI  
VILL BHER BHERI, P.S. DHING,  
DIST. NAGAON, ASSAM, 782123

VERSUS

THE STATE OF ASSAM  
REPRESENTED BY THE PP, ASSAM

**Advocate for the Petitioner : MR. K H SAIKIA**

**Advocate for the Respondent : PP, ASSAM**

**BEFORE**  
**HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**ORDER**

**Date : 20-05-2024**

- 1.** Heard Mr. K.H. Saikia, learned counsel for the petitioner.
- 2.** The petitioner namely, Nur Alam has filed this application under Section 439 Cr.PC with prayer for bail as he is behind bars since 11.03.2024 in connection

with PRC Case No. 991/2024 arising out of Khetri P.S. Case No. 33/2024 registered u/s 366/384/376 IPC.

**3.** Heard Mr. B.B. Gogoi, learned Addl. PP., Assam

**4.** The allegation against the petitioner is that he has committed sexual assault on the victim.

**5.** I have considered the submissions at the Bar with circumspection. After charge-sheet was laid against the petitioner, he approached the Court of the learned CJM, Kamrup (M) who rejected his bail petition. Charge-sheet has been laid against the petitioner u/s 376B IPC.

**6.** Considering all aspects, petition is allowed. The petitioner is enlarged on bail of Rs. 50,000/- (Rupees Fifty thousand) with a local surety of like amount to the satisfaction of the jurisdictional Court under the conditions that:-

- i. The petitioner shall refrain from such activities with which he is alleged; and
- ii. the petitioner shall not exercise threats to the victim.

On breach of bail conditions, bail order shall stand cancelled.

**JUDGE**

**Comparing Assistant**