

GAHC010099182024



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

Case No. : I.A.(CrI.)/473/2024

BABAI GOSWAI @ MINTU GUCHHAIT
S/O- LT. SANKAR GUCHHAIT, VILL- SAURAPULI, POLICE STATION- FERI,
DIST.- HOOGHLY, WEST BENGAL

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. M A CHOUDHURY

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

Date : 13-06-2024

- 1.** Heard Mr. M. A. Choudhury, learned counsel for the applicant. Also heard Mr. K. Baishya, learned Additional Public Prosecutor for the State.

- 2.** This interlocutory application has been filed by the petitioner, namely, *Babai Goswai @ Mintu Guchhait* praying for reflecting the name of the original petitioner in the order dated 10.04.2024 passed in Bail Application No. 4177/2023 passed by this Court whereby the applicant Babai Goswai was

allowed to go on bail with certain condition in connection with Special (NDPS) Case No. 03/2022 corresponding to Bazaricherra P.S. Case No. 15/2022 pending before the Court of learned Special Judge, Karimganj.

3. The learned counsel for the petitioner has submitted that though the name of the petitioner has been shown in the Special (NDPS) Case No. 03/2022 as Babai Goswai, however, said name is only the nickname of the petitioner and his actual name is Mintu Guchhait. In this regard, the learned counsel for the petitioner has submitted the Aadhar card of the petitioner, where his name has been shown as Mintu Guchhait and his father's name has been shown as Shankar Guchait. The petitioner has also submitted a photocopy of his voter identity card wherein also his name has been shown as Mintu Guchhait and his father's name as Shankar Guchait.

4. On the other hand, learned Additional Public Prosecutor has submitted that the Officer-in-charge of Bazaricherra Police Station has informed the Office of the Public Prosecutor of the Gauhati High Court that the present petitioner is known as Babai Goswai.

5. Under such circumstances, this interlocutory application is disposed of with an observation that the applicant may approach the Court of the learned Special Judge, Karimganj and may present his bail bonds with all supporting documents regarding his identity. If such a bail bond is presented before the said Court, the said Court shall consider the same after examination of all the relevant documents produced in support of the identity of the petitioner and shall decide accordingly.

6. With this above observation, this interlocutory application is disposed of.

JUDGE

Comparing Assistant