

GAHC010103862024



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

**Case No. : Bail Appln./1509/2024**

CHAMPA DEKA  
W/O SRI DILIP DEKA  
R/O VILL- KARARA,  
P.O. AND P.S. BAIHATA CHARIALI  
DIST. KAMRUP, ASSAM  
PIN NO. 781381

VERSUS

THE STATE OF ASSAM  
REP. BY THE PP, ASSAM

**Advocate for the Petitioner : MR. B K DAS**

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

**BEFORE**  
**HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**10/06/2024**

Heard Mr. B K Das, learned counsel for the petitioner, Smti. Champa Deka.

**2.** The petitioner has filed this application under Section 439 Cr.P.C., with prayer for bail, as she is behind bars since 31.03.2024, in connection with Baihata Chariali P.S. Case No.

91/2024 registered under Sections 120(B)/307/326/506 of the IPC.

**3.** Also heard Mr. B B Gogoi, learned Additional Public Prosecutor, Assam for the State respondent.

**4.** I have considered the submissions at the bar with circumspection.

**5.** The FIR unfolds that the petitioner along with the co-accused assaulted Nabajyoti Rajbongshi and dealt a blow with an iron rod on his head causing grave injuries on his person. The informant, who is the wife of the injured person took the injured to the hospital for treatment.

**6.** I have also scrutinized the case diary.

**7.** The merits of the case are not brought to the fore, as investigation is still under progress.

**8.** I have considered the progress of investigation and the length of detention of the petitioner.

**9.** The petitioner is a local resident and she has pledged to cooperate with the investigation and to abide by any conditions imposed upon her.

**10.** Considering all aspects and in view of my foregoing discussions, petition is allowed. The petitioner is enlarged on bail of Rs.50,000/-, with one suitable surety of the like amount to the satisfaction of the learned Sub-Divisional Judicial Magistrate (M), Rangia under the conditions that:-

**(i)** the petitioner shall refrain from such activities, with which she is alleged; and

**(ii)** the petitioner shall not leave the jurisdiction of the Court without prior permission, till completion of investigation.

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

**11.** Bail application stands disposed of.

**12.** Send back the case diary.

**JUDGE**

**Comparing Assistant**