

GAHC010108982024



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

Case No. : Bail Appln./1597/2024

RAHUL HARICHANDRA PAWAR @ RAHUL PAWAR
SON OF- HARICHANDRA PAWAR RESIDENT OF- PANBAZAR, HARISABHA
BUILDING, P.S PANBAZAR DISTRICT- KAMRUP(M) ASSAM.

VERSUS

THE STATE OF ASSAM
REP BY THE PP ASSAM

Advocate for the Petitioner : MS. P. NAIDING

Advocate for the Respondent : PP, ASSAM

BEFORE

HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

10/06/2024

Heard Mr. D Medhi, learned counsel for the petitioner, Rahul Harichandra Pawar @ Rahul Pawar.

2. The petitioner has filed this application under Section 439 Cr.P.C., with prayer for bail, as he is behind the bar since 15.05.2024, in connection with Jalukbari P.S. Case No. 705/2023 registered under Sections 120(B)/420/489A/489B/489C of the IPC.

3. Also heard Ms. N Das, learned Additional Public Prosecutor, Assam for the State respondent.

4. I have considered the submissions at the bar with circumspection and have also scrutinized the FIR.

5. It is submitted on behalf of the petitioner that the petitioner is not involved in this case. On the day of the incident, i.e., on 01.12.2023, four accused named in the FIR have been apprehended along with fake Indian currency notes as well as a fake golden boat and all the four miscreants, who have been apprehended with the fake currency notes and golden boat were forwarded to the custody. After 6 months, the petitioner was forwarded to custody on suspicion.

6. I have considered the submissions at the bar that the investigation is almost complete and that further custodial detention may not be required.

7. 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 Chief Judicial Magistrate, Kamrup (Metro), Guwahati under the conditions that the petitioner shall refrain from such activities, with which he is alleged, failing which, the bail order shall stand cancelled.

8. Bail application stands disposed of.

9. Send back the case diary.

JUDGE

Comparing Assistant