

GAHC010115222024



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

Case No. : AB/1500/2024

TAHIRUL ISLAM
S/O LT. ATAUR RAMAN A RESIDENT OF VILL- CHARING PATHER, P.S.
MURAJHAR, DIST. HOJAI, ASSAM
PIN-782435

VERSUS

THE STATE OF ASSAM
REP BY THE LEARNED PP, ASSAM

Advocate for the Petitioner : T A LASKAR, MR S A BARBHUYAN

Advocate for the Respondent : PP, ASSAM, MD P RAHMAN(INFORMANT),MR M Z
SHAH(INFORMANT)

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : 18.09.2024

Heard Mr. T.A. Laskar, learned counsel for the petitioner as well as Mr. P. Borthakur, learned Addl. P.P., Assam for the State respondent.

This is an application under section 438 Cr.P.C. filed by the petitioner, namely **Tahirul Islam**, praying for pre-arrest bail, apprehending arrest in

connection with **PRC Case No. 977/2023 (Arising out of Murajhjar P.S. Case No. 100/2023** under Sections 448/ 376/ 500 IPC read with Section 67(A) of the I.T. Act, pending before the learned CJM, Hojai.

The learned counsel for the petitioner has submitted that he has no knowledge about the institution of this FIR and he was out of the State of Assam when the FIR was lodged. He further submits that the petitioner is no way connected with the alleged offence and subsequently, the charge sheet has been laid showing him as an absconder. Now, the petitioner is ready to surrender before the trial Court.

Learned Addl. Public Prosecutor has submitted that as the charge sheet has already been submitted, the petitioner may approach before the trial court seeking regular bail.

In view of the above, this bail application is disposed of with a direction to the petitioner to approach before the trial court and in the event of filing any such bail application, the trial court shall consider the matter in accordance with law.

JUDGE

Comparing Assistant