

GAHC010119032024



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

**Case No. : AB/1570/2024**

FULMON ALI  
S/O ANSER ALI, VILL- CHANDMARI, P.S.-AGIA, DIST- GOALPARA, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR  
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:HASEN ALI  
S/O LATE FAIZUDDIN SHEIKH  
VILL- GODHARBORI  
P.S.-AGIA  
DIST-GOALPARA (ASSAM)  
PIN NO-78312

**Advocate for the Petitioner : MR F HAQUE**

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

**BEFORE**  
**HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

**ORDER**

**02.07.2024**

Heard Mr. F. Haque, the learned counsel for the petitioner. Also heard Mr. R.J. Baruah, learned Additional Public Prosecutor for the State of Assam.

By this application under Section 438 Cr.P.C., the petitioner, namely, **Fulmon Ali** is seeking pre-arrest bail in connection with Agia P.S. Case No. 39/2024 under Sections 8 of POCSO Act.

Case Diary was called for by this Court.

Same is produced.

Perused the materials available on the Case Diary.

Also perused the statement of the victim girl recorded under Section 164 of the Cr.P.C. which suggest clear involvement of the petitioner inasmuch as the victim has specifically implicated the present petitioner.

In view of the aforesaid, this court is of the opinion that this is not a fit case for grant of privilege of pre arrest bail and accordingly the same stands dismissed.

Case diary be returned back.

**JUDGE**

**Comparing Assistant**