

GAHC010119792024



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

Case No. : AB/1548/2024

AZAD FAKIR @ AMZAD ALI FAKIR,
SON OF LATE SHOMSHER FAKIR
RESIDENT OF VILLAGE BHERBHERI, PS TAMARHAT, DIST DHUBRI,
ASSAM

2: SHOHID FAKIR @ CHAYJAD ALI FAKIR

S/O LATE MAHAR ALI FAKIR @ SHOHOR FAKIR

RESIDENT OF VILLAGE BHERBHERI
PS TAMARHAT
DIST DHUBRI
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY PP ASSAM

Advocate for the Petitioner : SK ABDULLAH

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : 18.07.2024

Mr. M.I. Hussain, learned counsellor for the petitioners. Also heard Mr. D.P. Goswami, learned Additional Public Prosecutor for the State is present.

By this petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioners, namely, **Azad Fakir @ Amzad Ali Fakir and Shohid Fakir @ Chayjad Ali Fakir**, have prayed for granting pre-arrest bail, apprehending arrest in connection with Tamarhat P.S. Case No. 26/2024, under Section 379/34 IPC r/w Section 13(1) of Assam Cattle Preservation Act, 2012.

Mr. Goswami, learned Additional Public Prosecutor submits that in this case, charge-sheet has already been submitted vide C.S. No. 31/2024 dated 31.05.2024. It is also submitted that interim protection has already been granted to the petitioners by this Court vide order dated 14.06.2024.

In view of above, the present petition is disposed of with a direction to the petitioners to appear before the learned court below within 15 days from today and if any bail application is filed, the same will be considered by the learned trial court in accordance with law. Till such appearance, the interim protection granted to the petitioners shall remain in force.

JUDGE

Comparing Assistant