

GAHC010133462024



2024:GAU-AS:12189

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

Case No. : Bail Appln./2054/2024

JAYANTA PATIR AND ANR
S/O LATE BEDAL PATIR, R/O VILL- SABOTI, NEAR LOHAR DOLONG, P.S.-
NORTH LAKHIMPUR, DIST-LAKHIMPUR, ASSAM, PIN-

2: SMTI TOGOR PATIR
W/O SRI JAYANTA PATIR
R/O VILL- SABOTI
NEAR LOHAR DOLONG
P.S.-NORTH LAKHIMPUR
DIST-LAKHIMPUR
ASSAM
PIN

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S K SINGHA, MR. M K NEOG

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA
ORDER**

03.12.2024

Heard Mr. S. K. Singha, learned counsel for the petitioners. Also heard Mr. R. J. Baruah, learned Additional Public Prosecutor for the State respondent.

This is an application under Section 439 of the Code of Criminal Procedure, 1973, *read with* Section 37 of the NDPS Act, praying for grant of bail to the accused/petitioners, in connection with North Lakhimpur P. S. Case No. 152/2024, registered under Sections 21(c) and 29 of the NDPS Act.

The case was listed today for production of the Case Diary before this Court, however, Mr. Baruah, learned Additional Public Prosecutor has submitted that the I.O. has already filed Charge-Sheet in this case, vide Charge-Sheet No. 252/2024, dated 29.11.2024.

In this regard, Mr. Singha, learned counsel for the petitioners submits that the petitioners are behind the bar since 07.06.2024 and accordingly they want to move an application for regular bail before the learned Trial Court and that the petitioners will appear before the learned Court below and will participate in the trial.

Considering the submissions of learned counsels for both sides and also considering the fact that the case has already been Charge-Sheet, vide Charge-Sheet No. 252/2024, dated 29.11.2024, it is provided that the petitioners shall appear before the learned Court below and on their appearance and on their filing a petition for grant of regular bail, the learned Court below shall consider the same in accordance with law.

In terms of above, this bail application stands disposed of.

JUDGE

Comparing Assistant