

GAHC010137942024



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

Case No. : AB/1778/2024

FARUK ALI @ OMAR FARUK
S/O FULCHAN ALI,
VILL.- FALIMARI PART- I, P.S. AND DIST.- DHUBRI, ASSAM, PIN- 783325.

VERSUS

THE STATE OF ASSAM
REP. BY P.P.

Advocate for the Petitioner : M HOSSAIN, MR J HUSSAIN, MD A WADUD, MR. Z H AHMED

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND
ORDER

16.08.2024

Heard learned counsel, Mr M Hossain, for the petitioner, Faruk Ali @ Omar Faruk, who has filed this application under Section 482 of the BNSS, 2023, with prayer for pre-arrest bail as he is apprehending arrest in connection with Dhubri PS Case No. 112/2024, corresponding to GR Case No. 371/2024.

2. Heard Mr B B Gogoi, learned Additional Public Prosecutor, for the State of Assam.

3. Learned Additional Public Prosecutor has raised serious objection stating that there are incriminating materials in the Case Diary against the petitioner. The victim Hekmat Ali has sustained grievous injuries on his head.
4. I have also scrutinized the Case Diary, along with the Medico-Legal Report of the victim. Indeed, there are incriminating materials in the Case Diary against the petitioner.
5. At this juncture, there appears to be no justified ground to extend the privilege of anticipatory bail to the petitioner. Petition stands rejected.
6. Send back the Case Diary.

JUDGE

Comparing Assistant