

GAHC010138192024



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

Case No. : AB/1784/2024

NABAJYOTI TAMULI AND ANR
S/O LATE KALI SING TAMULI, R/O VILL- BAKARIGAON, WARD NO. 4, P.O.
AND P.S.-MORIGAON, DIST- MORIGAON, ASSAM

2: SURESH TAMULI
S/O LATE KALI SING TAMULI
R/O VILL- BAKARIGAON
WARD NO. 4
P.O. AND P.S.-MORIGAON
DIST- MORIGAON
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. K GOGOI, MS. P BORAH

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

30.07.2024

1. Heard learned counsel Ms. P. Borah for the petitioners namely, (i) Nabajyoti

Tamuli, and (ii) Suresh Tamuli.

2. The petitioners have filed this application under Section 482 of the BNSS, 2023 with prayer for pre-arrest bail as they are apprehending arrest in connection with Morigaon Police Station Case No. 135/2024 under Section 306 of the IPC.
3. Heard Mr. B. B. Gogoi, learned Additional Public Prosecutor, Assam for the respondent State.
4. The allegation against the petitioners is that they have induced and instigated the victim to commit suicide.
5. Learned Additional Public Prosecutor has submitted that there are incriminating materials in the Case Diary against the petitioners. The victim before taking his life had written a suicide-note which is also in the Case Diary.
6. I have scrutinized the Case Diary. Indeed there are incriminating materials in the Case Diary against the petitioners.
7. At this stage, there appears to be no justified ground to extend the privilege of anticipatory bail to the petitioners. Hence, petition is rejected.
8. Send back the Case Diary.

JUDGE

Comparing Assistant