

GAHC010153962024



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

Case No. : AB/2038/2024

NUR MAHAMMAD ALI AND ANR
S/O SADEK ALI, P/R/O VILL- MANTRIR CHAR, P.S.-SOUTH SALMARA, DIST-
SOUTH SALMARA MANKACHAR, ASSAM, P/R/A NEW GHAT, DHUBRI, P.S.
AND DIST- DHUBRI, ASSAM

2: NUR ALOM
S/O SADEK ALI
P/R/O VILL- MANTRIR CHAR
P.S.-SOUTH SALMARA
DIST-SOUTH SALMARA MANKACHAR
ASSAM, P/R/A NEW GHAT
DHUBRI, P.S. AND DIST- DHUBRI
ASSAM.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S ISLAM, A R MONDAL, MR A HAWARI

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 05.08.2024

Heard Mr. S.Islam, the learned counsel appearing for the petitioners as

well as Mr. K.K. Parasar, the learned Additional P.P. for the State of Assam.

This is an application under Section 482 of the BNSS, 2023 praying for grant of pre-arrest bail.

Both the petitioners are charge-sheeted in a case under Sections 120(B)/294/341/326/307 of the Indian Penal Code read with Section 34 of the said Code.

The petitioners apprehend that whenever they will appear before the court of learned Chief Judicial Magistrate, Dhubri, the learned Magistrate will ultimately commit the case to the court of sessions, and the Court of Sessions will remand them to custody.

Therefore, both the petitioners have approached this Court for seeking relief.

After considering the submissions made by the learned counsels of both sides, it is hereby directed that whenever the petitioners, namely, 1. Nur Mahammad @ Nur Mahammad Ali and 2. Nur Alom appear before the court of learned Chief Judicial Magistrate, Dhubri, in connection with PRC Case No. 729/2024, they shall be released on bail of Rs. 25,000/- each with a surety of like amount to the satisfaction of the learned Chief Judicial Magistrate, Dhubri,.

The bail application stands disposed of.

JUDGE

Comparing Assistant