

GAHC010156562024



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

**Case No. : Bail Appln./2294/2024**

PABAN ALI  
S/O LATE KASIM ALI, R/O MOKHONIYA, BANGALPARA, P.S.-HAJO, DIST-  
KAMRUP, ASSAM

VERSUS

THE STATE OF ASSAM  
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

**Advocate for the Petitioner** : MR. A PARAMANIK, P. KALITA

**Advocate for the Respondent** : PP, ASSAM,

Linked Case : AB/1772/2024

PABAN ALI AND ANR.  
S/O LATE KASIM ALI

R/O MOKHONIYA  
BANGALPARA  
P.S.- HAJO  
DIST.- HAJO  
DIST.- KAMRUP  
ASSAM.

2: TAFJUL ALI

S/O PABAN ALI ALI

R/O MOKHONIYA  
BANGALPARA  
P.S.- HAJO  
DIST.- HAJO  
DIST.- KAMRUP  
ASSAM.  
VERSUS

THE STATE OF ASSAM  
REP. BY P.P.  
ASSAM.

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Advocate for : MR. A PARAMANIK  
Advocate for : PP  
ASSAM appearing for THE STATE OF ASSAM

Linked Case : Bail Appln./2038/2024

ABZAL ALI AND ANR  
S/O PABAN ALI  
R/O MOKHONIA  
P.S.-HAJO  
DIST- KAMRUP  
ASSAM

2: FAKARUDDIN AHMED  
S/O PABAN ALI  
R/O MOKHONIA  
P.S.-HAJO  
DIST- KAMRUP  
ASSAM  
VERSUS

THE STATE OF ASSAM  
REPRESENTED BY THE PUBLIC PROSECUTOR  
ASSAM

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Advocate for : MR. A PARAMANIK  
Advocate for : PP  
ASSAM appearing for THE STATE OF ASSAM

**:: BEFORE ::**

**HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

**O R D E R**

21.08.2024

This is a common order for these three items.

2. Heard the learned counsel Mr. A. Paramanik appearing for the petitioners. I have also heard Mr. D. Das, the learned Addl. Public Prosecutor, Assam. Ms. A. Goswami, learned counsel appears for the informant.
3. The anticipatory bail application in respect of Paban Ali (in AB No.1772/2024) has become infructuous as because he has been arrested by police.
4. In respect of Bail Application No.2294/2024, the informant has alleged that on the day of occurrence, her 51 years old husband was attacked by Paban Ali and his three sons, namely- Abzal Ali, Tafjul Ali and Fakaruddin Ahmed. As a result of the said attack, the husband of the informant subsequently died in the hospital.
5. The post-mortem report shows that the cause of death could not be ascertained. Therefore, the viscera was sent to the Forensic Science Laboratory.
6. The doctors found some injuries on the body of the deceased.
7. The case diary reveals that at the relevant time of occurrence, the deceased first attacked Paban Ali and therefore, his three sons, namely- Abzal

Ali, Tafjul Ali and Fakaruddin Ahmed had attacked the deceased. It is the version of the eye witnesses.

**8.** Considering the aforesaid facts, the bail prayer of Paban Ali who has been arrested in connection with Hajo P.S. Case No.224/2024, under Section 302/34 of the Indian Penal Code is allowed. He is allowed to go on bail of ₹25,000/- with a surety of like amount to the satisfaction of the learned Chief Judicial Magistrate, Kamrup, Amingaon.

**9.** So far as the bail prayers of Abzal Ali and Fakaruddin Ahmed are concerned, who has been arrested in connection with the aforesaid case, their bail applications are rejected.

With the aforesaid direction, the three bail applications are disposed of.

Case diary shall be returned.

**JUDGE**

**Comparing Assistant**