

GAHC010161452024



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

Case No. : Bail Appln./2415/2024

ZIAUR RAHMAN CHOUDHURY @ ZIAUR RAHMAN
S/O MR. SEKANDAR ALI, VILL- MOWAMARI, P.S.-SAMOGURI, DIST-
NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:RITUMONI GOHAIN
D/O LT. KRISHNA GOHAIN
VILL- 3 NO. SIMALUGURI
P.O.-SIMALUGURI
P.S.-BIHPURIA
DIST- LAKHIMPUR
ASSAM
PIN-78416

Advocate for the Petitioner : MD B ISLAM,

Advocate for the Respondent : PP, ASSAM,

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

28.08.2024

Heard Mr. B. Islam, the learned counsel appearing for the petitioner. Also heard Mr. B. Sarma, the learned Addl. Public Prosecutor, Assam.

2. This is an application under Section 483 of the BNSS, 2023 praying for grant of regular bail to the petitioner Ziaur Rahman Choudhury @ Ziaur Rahman who has been arrested in connection with All Women P.S. Case No.0039/2024, registered under Sections 115(2)/ 3(5)/ 316(2)/ 318(4)/ 64(2)(m)/89 of BNS.

3. A married lady with a child was maintaining a relationship with the present petitioner who is also married. He promised that after divorcing his wife, he will marry the informant. Thereafter, the had regular physical relationship. Ultimately, the petitioner allegedly started to avoid the informant.

4. I have considered the submissions made by the learned counsel of both sides.

5. Under the given circumstances, the petitioner does not deserve to be detained in custody for any further period of time. His bail application is allowed.

6. The petitioner Ziaur Rahman Choudhury @ Ziaur Rahman who has been arrested in connection with All Women P.S. Case No.0039/2024, registered under Sections 115(2)/ 3(5)/ 316(2)/ 318(4)/ 64(2)(m)/89 of BNS, 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(M).

The bail application is disposed of accordingly.

The case diary shall be returned.

JUDGE

Comparing Assistant