GAHC010161662024

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

**Case No. : Bail Appln./2387/2024**

ABDUR RAHMAN
S/O MOKTEL HUSSAIN
RESIDENT OF KOREA PART II, PS JOGIGHOPA, DIST BONGAIGAON, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY PP ASSAM

**Advocate for the Petitioner** : MR H R A CHOUDHURY, MR. A AHMED,MR. I U CHOWDHURY

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

**BEFORE**
**HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**ORDER**

**Date : 12-08-2024**

1. Heard Mr. H.R.A. Choudhury, learned Senior Counsel for the petitioner Abdur Rahman.

2. The petitioner has filed this application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 with prayer for bail as he is behind bars since

22.07.2024 in connection with Umrangso Police Station Case No. 10/2024 under Sections 406/420/468/471 of the IPC.

3. Heard Mr. M.P. Goswami, learned Additional Public Prosecutor, Assam for the respondent State.

4. The FIR unfolds that the person namely, Abul Awal whose GSTIN number has been cancelled, was generating E-way bills in the name of the informant, Biren Singh Enghi. It is also submitted on behalf of the petitioner that the co-accused had already been enlarged on bail. The petitioner has prayed for bail on the grounds of parity.

5. I have considered the submissions at the bar with circumspection.

6. I have considered the submissions on behalf of the petitioner that the petitioner is willing to cooperate with the remaining part of the investigation and he is willing to abide by any stringent bail conditions, if imposed upon him. The petitioner is a local resident and he is not a flight risk.

7. In view of my foregoing discussions, petition is allowed. The petitioner shall be enlarged on bail on furnishing a bail bond of Rs.30,000/- (Rupees Thirty Thousand) with a suitable surety of like amount to the satisfaction of the learned CJM, Dima Hasao under the conditions that:

(i) The petitioner shall refrain from such activities with which he is alleged,

(ii) The petitioner shall co-operate with the remaining part of the investigation, and

(iii) The petitioner shall not leave the jurisdiction of the Court without prior permission.

8. On breach of any of the bail conditions, bail order shall stand cancelled.

9. In the above terms, this Bail Application stands disposed of.

**JUDGE**

**Comparing Assistant**