

GAHC010157422024



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

Case No. : Bail Appln./2335/2024

MANOWAR AKAND @ MANUWARA AKHOND AND ANR
S/O LT. ABDUL BARIK AKHOND, VILL- HAHSORA, P.S.-BARPETA, DIST-
BARPETA, ASSAM

2: SURPAN ALI
S/O LT. HAZRAT ALI
VILL- BARAMARA
P.S.-BARPETA
DIST- BARPETA
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S MUNIR, MR. D ZAKARIA

Advocate for the Respondent : PP, ASSAM,

Linked Case : Bail Appln./2410/2024

ABBAS KHAN
S/O KAMAL ALI @ KAMAL KHAN
R/O BORDIA
P.S.-TARABARI
DIST- BARPETA
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR
ASSAM

Advocate for : MR. S MUNIR
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 03.10.2024

Since both the bail applications arise out of the same FIR, both the bail applications are taken up for disposal by this common order.

2. Heard Mr. S. Munir, learned counsel appearing for the petitioners. Also heard Mr. B. Sarma, learned Additional Public Prosecutor for the state of Assam.
3. These two applications are filed under Sections 483 of the BNSS, 2023 seeking regular bail in respect of Sipajhar P.S. Case No. 102/2024.
4. The allegation brought against the petitioners is that they had stolen the consignment carried by truck bearing registration No. AS01/HC/4341 after stopping the said truck on the road. Today, all the petitioners have completed 88 days of detention in custody.
5. I have considered the submissions made by the learned counsels of both sides.
6. This Court is of the opinion that at this stage, the petitioners no longer deserve to be detained in custody. Therefore, their bail applications are allowed.
7. It is hereby directed that the petitioners, Monowar Akand @ Manuwara Akhond, Surpan Ali and Abbas Khan, who were arrested in connection with Sipajhar P.S. Case No. 102/2024 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, Darrang, Mangaldai.

8. With the aforesaid direction, both the bail applications are disposed of.
9. The CD (s) shall be returned.

JUDGE

Comparing Assistant