

GAHC010163902024



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

Case No. : AB/2146/2024

BAPDHAN ALI,
S/O LATE ABDUL RAHMAN
R/O VILL- GHAHIGAON
P.O. SOOTEA, P.S. SOOTEA,
DIST. BISWANATH, ASSAM,
PIN-784175

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. N BORAH, MR M.J. BHARALI, MR. U S BORA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 17.09.2024

Heard Mr. N. Borah, learned counsel appearing for the petitioner as well as Mr. K.K. Parasar, learned Additional Public Prosecutor for the State of Assam.

2. This is an application under section 438 of BNSS, 2023 praying for grant of pre-arrest

bail in respect of Sootea P.S. Case No. 70/2024.

3. On 30.07.2024, at about 5 PM, the present petitioner had allegedly beaten up the informant in front of Baleswar Hotel, Sootea. The informant sustained injuries.

4. The case diary shows that even if the occurrence took place in broad daylight, there is no eye witness.

5. Considering the aforesaid fact, this Court is of the opinion that the petitioner does not deserve to be detained in custody. Therefore, his bail application is allowed.

6. It is hereby directed that in the event of arrest in connection with Sootea P.S. Case No. 70/2024, the petitioner, Bapdhan Ali shall be released on bail of Rs. 25,000/- with a surety of like amount to the satisfaction of the arresting authority.

7. The petitioner shall co-operate with the investigating officer as and when called for.

8. The bail application stands disposed of.

9. The CD shall be returned.

JUDGE

Comparing Assistant