

GAHC010164692024



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

**Case No. : Bail Appln./2451/2024**

ANOWAR HOSSAIN  
S/O SAMSER ALI  
R/O VILL- NO. 2 HUDUMKHATA  
P.S.-GOSSAIGAON  
DIST- KOKRAJHAR  
ASSAM

VERSUS

STATE OF ASSAM  
REPRESENTED BY THE PUBLIC PROSECUTOR  
ASSAM

-----  
Advocate for : MR SARFRAZ NAWAZ  
Advocate for : PP  
ASSAM appearing for STATE OF ASSAM

**BEFORE**  
**HONOURABLE MRS. JUSTICE MALASRI NANDI**

**ORDER**

**Date : 09.09.2024**

Heard Mr. S. Nawaz, learned counsel for the petitioner. Also heard Mr. D.P. Goswami, learned Additional Public Prosecutor for the State.

2. By this application filed under section 483 of the Bharatiya Nagarik Suraskha Sanhita, 2023, the accused petitioner namely, **Anowar Hossain**, has prayed for bail in connection with **Gossaigaon P.S. Case No. 114/2024 under Section 303(2)/317(2) of BNS, 2023 r/w Section 13(1) of Assam Cattle Preservation Act, 2021.**

3. It has been submitted by the learned counsel for the petitioner that the petitioner was arrested on 07.08.2024 and since then he has been detained in custody. The allegation against the petitioner is that he has to facilitate such transportation as he is a driver by profession. It is further submitted that the petitioner has no knowledge regarding such illegal transportation of cattle and he was arrested only on suspicion. Considering the length of detention, the petitioner may be enlarged on bail.

4. Mr. Goswami, learned Additional Public Prosecutor for the State has produced the case diary and submits that considering the nature of offence as well as length of detention, bail may be considered.

5. I have considered the submissions made by the parties. I have also perused the case diary.

6. Considering the background of the case as well as length of detention of the petitioner, this Court is inclined to grant bail to the petitioner.

7. Accordingly, the petitioner, named above, shall be released on bail in connection with **Gossaigaon P.S. Case No. 114/2024 under Section 303(2)/317(2) of BNS, 2023 r/w Section 13(1) of Assam Cattle Preservation Act, 2021**, on furnishing bail bond of **Rs.30,000/-** with **one suitable surety** of the like amount, to the satisfaction of learned SDJM(M), Gossaigaon, Assam.

8. The direction for bail is further subject to the conditions that the petitioner:

(a) shall not leave the territorial jurisdiction of learned SDJM(M), Gossaigaon, Assam without prior written permission from him/her;

(b) shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(c) shall not hamper with the investigation, or tamper with the evidence of the case.

9. In view of the above, the bail application stands disposed of.

10. Send back the case diary.

**JUDGE**

**Comparing Assistant**