

GAHC010165472024



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

Case No. : Bail Appln./2428/2024

NABI HUSSAIN AND ANR
S/O BARHAN UDDIN
RESIDENT OF KAWOIMARI, PS RUPAHIHAT, DIST NAGAON, ASSAM

2: MD. KASAEM ALI
S/O LATE ABDUL ALI

RESIDENT OF KAWOIMARI
PS RUPAHIHAT
DIST NAGAON
ASSA

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MD IMRAN, MD R ISLAM,MR. S RAHMAN,MS F HUSSAIN,MR S M ABDULLAH P

Advocate for the Respondent : PP, ASSAM,

Linked Case : Bail Appln./2298/2024

ROFIQUL ISLAM AND 2 ORS
S/O BOSHLUR ROHMAN
R/O KAWOIMARI
P.S.-RUPAHIHAT
DIST- NAGAON
ASSAM

2: ABDUL HANNAN

S/O LATE KODUSH ULLAH
R/O KODAMGURI
P.S.-RUPAHIHAT
DIST- NAGAON
ASSAM

3: SIRAJUL ISLAM
S/O LATE JAHUR ALI
R/O KODAMGURI
P.S.-RUPAHIHAT
DIST- NAGAON
ASSAM
VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR
ASSAM

Advocate for : MR S M ABDULLAH P
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 16.08.2024

This is a common order for these two bail applications as both the bail applications have arisen out of the same FIR.

2. Heard Mr. S. Munir, the learned counsel appearing for the petitioners and Mr.D. Das, the learned Additional P.P. for the State of Assam.
3. Both the bail applications are filed under Section 483 of BNSS, 2023 praying for releasing the petitioners on bail, who were arrested in connection with Kaliabor P. S. Case No. 72/2024.
4. On the night of 25.07.2024, five cows were stolen from the house of the

informant.

5. Thereafter, ten numbers of cows were recovered from the petitioners and the cows were sent to Ghoshala.

6. The case diary does not disclose that those seized cows were stolen cows. Apart from that, the case diary further reveals that the petitioners are sellers and buyers of cows.

7. Considering the aforesaid facts, both the bail applications are allowed.

8. Accordingly, the petitioners, namely, Md. Nabi Hussain, Md. Kasaem Ali, Rofiqul Islam, Abdul Hannan and Sirajul Islam shall be allowed to go on bail of Rs.25,000/- each with a surety of like amount to the satisfaction of the learned S.D.J.M., Kaliabor, Nagaon.

9. Both the bail applications stand disposed of accordingly.

The CD (s) shall be returned.

JUDGE

Comparing Assistant