

GAHC010165752024



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

Case No. : AB/2170/2024

REJEK ALI AND 2 ORS.
S/O LATE ALIMUDDIN
R/O VILL- NO. 2 KANDHBARI, P.O. KANDHBARI, P.S. MUKALMUA,
DIST. NALBARI, ASSAM

2: CHAIFUL ISLAM ALIAS SOFIZUL ISLAM
S/O LATE ALIM UDDIN
R/O VILL- NO. 2 KANDHBARI
P.O. KANDHBARI
P.S.MUKALMUA
DIST. NALBARI
ASSAM

3: INJAMUL HAQUE
S/O LATE AKABBAR ALI
R/O VILL- NO. 3 KANDHBARI
P.O. KANDHBARI
P.S. MUKALMUA
DIST. NALBARI
ASSA

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR A SHARMA, MR I AHMED

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

ORDER

Date : 18-09-2024

Heard Mr. A. Sharma, learned counsel appearing for the petitioners. Also heard Ms. S.H. Bora, learned Additional Public Prosecutor for the State of Assam.

2. This is an application under Section 482 of the BNSS, 2023 praying for pre-arrest bail in respect of Mukalmua P.S. Case No.124/2024, registered under Sections 341/294/325/326/34 of the Indian Penal Code.

3. On 08.05.2024, two groups had clashed on the issue of a fishery. In the said incident, one person died. On 08.05.2024, one group lodged an FIR before police whereas the other group lodged an FIR before police on 22.05.2024. The other case being Mukalmua Police Station Case no. 136/2024 has already been charge sheeted.

4. The case diary reveals that there are incriminating materials against the present petitioners namely – (i) Rejek Ali, (ii) Chaiful Islam @ Sofizul Islam and (iii) Injamul Haque.

5. Considering the aforesaid facts, the bail application of the present petitioners is found to be not satisfactory. Therefore, the bail application stands dismissed.

6. Case diary shall be returned.

JUDGE

Comparing Assistant