

GAHC010174722024



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

Case No. : AB/2302/2024

AJAY DAS @ PANIRAM
S/O ANIL DAS, R/O VILL- NAGAYA PAR GAON, P.O.-CHINAKAN CHARIALI,
P.S.-BOKAKHAT, DIST- GOLAGHAT, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. N K KALITA,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 02.09.2024

Heard Mr. N.K. Kalita, learned counsel for the petitioner. Also heard Mr. K.K. Parasar, learned Additional Public Prosecutor, Assam appearing for the State respondent.

The present application has been so instituted by the petitioner, namely Sri Ajay Das @ Paniram, praying for pre-arrest bail in connection with Jorhat P.S. Case No.321/2024 corresponding to G.R. Case No.512/2024 under Sections 303(2)/317(4) BNS, 2023.

I have perused the FIR as well as the forwarding report dated 13.08.2024 in respect of the other three co-accused.

From perusal of the said forwarding report, it is brought to light that the petitioner herein was the purchaser of the stolen buffalo and he had assisted the police in recovery of the same. However, the petitioner is also liable for the offence as contained in the FIR in question.

However, considering the materials available on record and also the contention of the petitioner in the present application, this Court is of the view that the petitioner is entitled to be enlarged on pre-arrest bail.

Accordingly, it is provided that in the event of arrest of the petitioner named above in connection with the aforementioned case, he shall be released on pre-arrest bail of Rs.30,000/- (Rupees thirty thousand) with a suitable surety of the like amount to the satisfaction of the Arresting Authority subject to the following conditions:-

- (i) that the petitioner shall appear before the Investigating Officer of the case within a period of 7 (seven) days from today;
- (ii) that the petitioner shall fully co-operate with the investigation of the case and shall appear before the Investigating Officer as and when required in connection with the investigation of the aforesaid P.S. Case; and
- (iii) that the petitioner 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 the Investigating Officer or tamper with the evidence of the case.

With the above observation, the Anticipatory Bail application stands disposed of.

JUDGE

Comparing Assistant