

GAHC010178292024



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

Case No. : Bail Appln./2606/2024

LUTFAR RAHMAN
S/O ABUL KALAM, R/O VILL- MADHYA BHAKUWAMARI, KAYAKUCHI, P.S.
AND DIST- BARPETA, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. N J DUTTA, MR A BASUMATARY, MR. M M ZAMAN, MR N AHMED

Advocate for the Respondent : PP, ASSAM,

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

16.09.2024

Heard Mr. N. Ahmed, the learned counsel appearing for the petitioner.
Also heard Ms. S.H. Bora, the learned Addl. Public Prosecutor, Assam.

2. This is an application under Section 483 of the BNSS, 2023 praying for grant of regular bail to the petitioner Lutfar Rahman who was arrested in connection with Tezpur P.S. Case No.453/2024, registered under Sections 309(4) of the BNS, 2023.
3. On the day of occurrence, in an ATM teller, one Jeherul Islam took the ATM card of the informant and did not return it. Instead of returning the same, Jeherul Islam ran away and tried to board in a waiting Swift Dzire car. The unknown boys were already sitting in the said car.
4. The petitioner has already spent 45 days in judicial custody.
5. I have heard the learned counsel of both sides.
6. This Court is of the opinion that the petitioner Lutfar Rahman does not deserve to be detained in custody for a further period of time. Accordingly, his bail application is allowed.
7. The petitioner Lutfar Rahman who was arrested in connection with Tezpur P.S. Case No.453/2024, registered under Sections 309(4) of the BNS, 2023, is allowed to go on bail of ₹25,000/- with a surety of like amount to the satisfaction of the learned Chief Judicial Magistrate, Sonitpur, Tezpur.

The bail application is disposed of accordingly.

JUDGE

Comparing Assistant