

GAHC010184952024



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

Case No. : Bail Appln./2727/2024

ANOWAR HUSSAIN AND ANR
S/O LATE JOSHAN ALI, R/O VILL- KHOPANI KUCHI, P.S.-HAJO, DIST-
KAMRUP, ASSAM

2: MAHIRON BEGUM @ MARIAM BIBI
W/O ANOWAR HUSSAIN
R/O VILL- KHOPANI KUCHI
P.S.-HAJO
DIST- KAMRUP
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. A R SIKDAR, MR. S I TALUKDAR

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 24.09.2024

Heard Mr. A.R. Sikdar, learned counsel appearing for the petitioners and
Mr. R.J. Baruah, learned Additional Public Prosecutor for the state of Assam.

2. This is an application under Section 483 of the BNSS, 2023 praying for grant of regular bail to the petitioners, Anowar Hussain and Mahiron Begum @ Mariam Bibi, who were arrested in connection with Hajo P. S. Case No. 296/2024.
3. Late Nargish Khanam was married to Mohidul Hussain. Mohidul Hussain stayed in the state of Tripura because of his employment. So, the deceased used to stay in the house of her husband alongwith the present two petitioners, who are father-in-law and mother-in-law of Nargish Khanam. At the time of death the victim was pregnant.
4. It was alleged in the FIR that the absence of Mohidul Hussain, these two petitioners and some other relatives, whose names were mentioned in the FIR had physically and mentally harassed Nargish Khanam. The brother of the deceased came to know on 13.08.2024 that his sister was beaten up and was also killed by hanging.
5. The materials in the case diary have supported that the deceased had non-continuous ligature marks on her neck and she was pregnant at that time. Apart from that, there are no sufficient materials against the present two petitioners in the case diary. Both of them have already spent 42 days in judicial custody.
6. For the aforesaid reasons, the bail application of the petitioners is allowed.
7. Accordingly, the petitioners, namely, Anowar Hussain and Mahiron Begum @ Mariam Bibi, who were arrested in connection with Hajo P. S. Case No. 296/2024 shall be released on bail of Rs.25,000/- each with a surety of like amount to the satisfaction of the learned JMFC, Hajo.

The bail application stands disposed of accordingly.

The CD shall be returned.

JUDGE

Comparing Assistant