

GAHC010190042024



2024:GAU-AS:9617

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

Case No. : Bail Appln./2784/2024

DR MRIDU PABAN NATH
S/O LATE MANIRAM NATH, R/O BHUMURAGURI, P.S. BATADRAVA,
DISTRICT NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

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

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND
ORDER

25.09.2024

Heard Mr S M Abdullah P, learned counsel for the petitioner, Dr Mridu Paban Nath, who has filed this application under Section 483 of the BNSS, 2023, with prayer for bail as he is behind bars since 07.09.2024, in connection with Mangaldoi PS Case No. 232/2024, under Sections 316(2)/319(2)/336(3)/340(2) of the BNS, 2023.

2. Heard Mr M Phukan, learned Public Prosecutor for the State of Assam.
3. The allegation against the petitioner is that he has forged the documents and forwarded the same to the CM Vigilance Cell during the absence of the informant.
4. Learned Public Prosecutor has raised serious objection stating that there are incriminating materials in the Case Diary against the petitioner.
5. I have scrutinized the Case Diary.
6. Indeed, there are incriminating materials in the Case Diary, against the petitioner.
7. However, petitioner has been behind bars since 07.09.2024 and investigation has also progressed to a considerable extent.
8. It appears that investigation may not be adversely affected, if the petitioner is admitted to bail.
9. Considering all aspects, petition is allowed. The petitioner is enlarged on bail on furnishing bail bond of Rs. 50,000/-, with a suitable surety of the like amount to the satisfaction of the learned CJM, Darrang, Mangaldoi, under the condition that the petitioner shall cooperate with the remaining part of investigation.
10. Bail Application stands disposed of.
11. Send back the Case Diary.

JUDGE

Comparing Assistant