

GAHC010190592024



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

Case No. : Bail Appln./2797/2024

KAMAL BORA ALIAS PANKAJ BORA
S/O SRI BIPIN BORA
R/O SANKARPUR (LUTUMARI), P.O. DIDAPARA, P.S. KACHUA,
DIST.NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE ADDL. PP, ASSAM

Advocate for the Petitioner : MR J C GOGOI,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

18.11.2024

1. Heard Mr. L. C. Gogoi, learned counsel for the petitioner Kamal Bora @ Pankaj Bora.
2. The petitioner has filed this application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 with prayer for bail as he is behind bars since

04.09.2024 in connection with Kachua P.S. Case No. 89/2024 under Section 103(1) of the BNS.

3. Heard Mr. B. Sharma, learned Additional Public Prosecutor, Assam for the respondent State.
4. Learned Additional Public Prosecutor has raised serious objection stating that there are incriminating materials in the Case Diary against the petitioner.
5. I have considered the submissions at the Bar with circumspection. I have scrutinized the Case Diary.
6. The direct allegation against the petitioner is that he has committed murder of the informant's husband.
7. As the investigation is still under progress, it appears that investigation may be adversely affected if the petitioner is admitted to bail at this stage. Thereby, I am constrained to reject the bail petition at this stage of investigation.
8. Send back the Case Diary.

JUDGE

Comparing Assistant