

GAHC010186872024



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

Case No. : AB/2476/2024

PHILIPSON TISSO
S/O MENSING TISSO,
R/O VILL- LANGTUK TISSO GAON, P.O. HIDIPI, P.S. DILLAI
DIST. KARBI ANGLONG, ASSAM, PIN- 782480

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. M SARANIA, N GOGOI, MR R.BEZBARUAH, MR. P P
GOGOI, MR A SARANIA

Advocate for the Respondent : PP, ASSAM,

Linked Case : AB/2473/2024

SHRI MIRLONG BEY
S/O PRAMOD BEY

R/O RONGCHOSENG LOWER DILLAGI
P.O. AND P.S. DIPHU

PIN-782462
DIST. KARBI ANGLONG
ASSAM

VERSUS

THE STATE OF ASSAM

REPRESENTED BY THE PP
ASSAM

Advocate for : MR. P BORDOLOI
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 22.10.2024

- 1.** Heard Mr. N. Gogoi and Mr. P. Bordoloi, learned counsel for the petitioner. Also heard Mr. R. R. Kaushik, learned Additional Public prosecutor for the State of Assam.
- 2.** This is an application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, praying for pre arrest bail in respect of Manja P.S. Case No.21/2024.
- 3.** On 07.08.2024, a Bolero Pick Up truck was carrying bamboo and was travelling towards Manja. The Bolero Pickup truck was stopped by three persons travelling in Wagonr car without any registration number.
- 4.** Those three persons demanded a sum of Rs.1,00,000/- from the driver of the Bolero Pickup truck. Therefore, the driver informed the owner of the truck. The owner was also provided with QR Code for UPI payment.
- 5.** Accordingly, the owner paid the total amount of Rs.70,000/-.
- 6.** The money was credited into the account of Sri. Saret Hanse and thereafter the Bolero Pickup truck was released.
- 7.** Police arrested two persons, namely, Saret Hanse and Welson Terang.
- 8.** Mr. Gogoi submits that the present petitioner was not present in the place of occurrence on that day rather he was at Diphu doing his business.
- 9.** Mr. Gogoi further submits that the petitioner Philipson Tisso was also not present at the place of occurrence.

- 10.** Mr. Bordoloi submits that the petitioner Mirlong Bey is not associated with the said offence and Police is searching for him without any reason.
- 11.** I have also gone through the Case Diary.
- 12.** The arrested person Welson Terang has stated before Police that the present two petitioners were also involved in the said offence.
- 13.** I have considered the submissions made by learned counsel for both the sides.
- 14.** The third person is yet to be arrested. Therefore entertaining pre-arrest bail to the present petitioners could not be justified at this stage.
- 15.** Therefore, the pre-arrest bail prayers made by the present petitioners are rejected.
- 16.** Case Diary shall be returned.
- 17.** Both the bail applications stands disposed of.

JUDGE

Comparing Assistant