

GAHC010191772024



2024:GAU-AS:11219

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

Case No. : AB/2510/2024

MUSTAFIZUR RAHMAN
S/O-ATOWAR RAHMAN
VILL-BELTOLA RUPNAGAR
W/NO -19
P.S AND DIST- GOALPARA

VERSUS

THE STATE OF ASSAM
REP BY THE PP ASSAM

Advocate for the Petitioner : MR. M HOQUE, MR Z HUSSAIN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MANASH RANJAN PATHAK

ORDER

18-11-2024

Heard Mr. M Hoque, learned counsel for the petitioner and Mr. K K Parashar, learned Additional Public Prosecutor, Assam for the State.

2. By this application under Section 482 of the BNSS, 2023, apprehending his arrest, the petitioner, namely, **Mustafizur Rahman**, son of Atowar Rahman, resident of Beltola Rupnagar, Ward No. 19, P.S.-Goalpara, District- Goalpara, is seeking pre-arrest bail in

Goalpara Police Station Case No. 118/2024 registered under Sections 420/387/507 of IPC, corresponding to G.R. No. 846/2024.

3. Though by order dated 23.09.2024, the Court granted interim pre-arrest bail to the petitioner and directed him to appear before the concerned Investigating Officer of said Goalpara P.S. Case No. 118/2024 within a week, but the case diary placed before the Court today having last entry dated 03.11.2024 clearly indicates that the petitioner did not appear before the concerned I.O. of the case.

4. By order dated 06.11.2024, the Court directed the learned counsel for the petitioner to apprise the Court as to when the petitioner appeared before the I.O. of said Goalpara P.S. Case No. 118/2024, fixing the matter today. But, the petitioner failed to apprise the Court regarding his appearance before the I.O. in terms of the interim order dated 23.09.2024.

5. In view of the above, this pre-arrest bail application of the petitioner, named above, in Goalpara Police Station Case No. 118/2024 stands rejected.

6. Accordingly, interim pre-arrest bail granted to the petitioner in Goalpara Police Station Case No. 118/2024 on 23.09.2024 hereby stands vacated/recalled for non-compliance of the said order by the petitioner.

7. Return the case diary.

JUDGE

Comparing Assistant