

GAHC010202182024



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

**Case No. : AB/2620/2024**

HALIM PARAMANIK AND 6 ORS  
S/OLT. SOBIL PARAMANIK  
R/O ALOMGANJ PART-VI, P.S. GAURIPUR, DIST. DHUBRI, ASSAM

2: MAZEDA BEGUM  
W/O ABDUL SAMAD  
R/O ALOMGANJ PART-VI

P.S. GAURIPUR  
DIST. DHUBRI  
ASSAM

3: ABDUL SAMAD @ SAMAD ALI  
S/O LATE ANSER ALI  
R/O ALOMGANJ PART-VI  
P.S. GAURIPUR

DIST. DHUBRI  
ASSAM

4: IMRAN CHOUDHURY @ SHAHI IMRAN CHOUDHURY  
S/O ABDUL SAMAD  
R/O ALOMGANJ PART-VI

P.S. GAURIPUR

DIST. DHUBRI  
ASSAM

5: TALEB ALI @ TALEB  
S/O MOHAMMAD ALI  
R/O CHIRAKHOWA  
P.S. FAKIRGANJ  
DIST. DHUBRI

ASSAM

6: MAMUD ALI  
S/O MOHAMMAD ALI  
R/O CHIRAKHOWA  
P.S. FAKIRGANJ  
DIST. DHUBRI  
ASSAM

7: ABUL KALAM  
S/O MOHAMMAD ALI  
R/O CHIRAKHOWA  
P.S. FAKIRGANJ

DIST. DHUBRI  
ASSA

VERSUS

THE STATE OF ASSAM  
REP BY THE PP, ASSAM

**Advocate for the Petitioner** : MR. D K AGARWALA,

**Advocate for the Respondent** : PP, ASSAM,

**:: BEFORE ::**

**HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

**O R D E R**

**30.09.2024**

Heard Mr. D.K. Agarwala, the learned counsel appearing for the petitioners. I have also heard Mr. R.J. Baruah, the learned Addl. Public Prosecutor, Assam.

**2.** This is an application under Section 482 of the BNSS, 2023 praying for pre-arrest bail in respect of C.R. Case No.990/2021, under Sections

147/148/149/447/120(B)/326/307 of the Indian Penal Code pending in the court of learned Judicial Magistrate First Class, Dhubri.

**3.** On 22.04.2022, in a complaint case, the trial court took cognizance of the offence under Section 307 of the Indian Penal Code along with some other sections of the said Code against the present petitioners and directed issue of summonses to the present petitioners.

**4.** Mr. Agarwala submits that Section 307 of the IPC is a Sessions triable offence and whenever the petitioners will appear before the court of Judicial Magistrate First Class, they shall be remanded to custody.

**5.** The petitioners have submitted that they are interested in facing the trial.

**6.** I have considered the submissions made by the learned counsel of both sides.

**7.** Since all the seven petitioners are interested in facing the trial, they should be given an opportunity to that effect.

**8.** Therefore, it is hereby directed that on their appearance before the trial court in respect of C.R. Case No.990/2021, under Sections 147/148/149/447/120(B)/326/307 of the Indian Penal Code the petitioners, namely- (1) Halim Paramanik, (2) Mazeda Begum, (3) Abdul Samad @ Samad Ali, (4) Imran Choudhury @ Shahi Imran Choudhury, (5) Taleb Ali @ Abu Taleb, (6) Mamud Ali and (7) Abul Kalam, they shall be released on bail of ₹20,000/- each with sureties of like amount to the satisfaction of said authority i.e. Judicial Magistrate First Class, Dhubri.

The application for bail is disposed of.

**JUDGE**

**Comparing Assistant**