

GAHC010202612024



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

Case No. : AB/2597/2024

MONTU MILI AND 4 ORS
S/O SUNABOR MILI
R/O 1 NO. BALIKHUTI, RANGOLI
PIN-785670, P.S. MORANHAT,
DIST. CHARAIDEO, ASSAM

2: BISWAJIT MILI
S/O SUNABOR MILI
R/O 1 NO. BALIKHUTI
RANGOLI
PIN-785670
P.S. MORANHAT

DIST. CHARAIDEO
ASSAM

3: NANDARAJ MILI @ JANMONI MILI
S/O SUNABOR MILI
R/O 1 NO. BALIKHUTI
RANGOLI
PIN-785670
P.S. MORANHAT

DIST. CHARAIDEO
ASSAM

4: BISWADHAR MILI
S/O SUNABOR MILI
R/O 1 NO. BALIKHUTI
RANGOLI
PIN-785670
P.S. MORANHAT

DIST. CHARAIDEO

ASSAM

5: MANIRAM TAYE @ BAPURAM TAYE
S/O LATE DURGESHWAR TAYE
R/O 1 NO. BALIKHUTI
RANGOLI
PIN- 785670
P.S. MORANHAT
DIST. CHARAIDEO
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MS. S G BARUAH, MR. B BORGOHAIN, MR B SAIKIA, MR. S
NEOG

Advocate for the Respondent : PP, ASSAM,

BEFORE

HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

12-11-2024

Heard Ms. S.G.Boruah, learned counsel for the petitioners and Mr. K.K.Das, learned Additional public Prosecutor, Assam for the respondent.

2. The present application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, is filed by the petitioners, namely, (i) **Montu Mili**, (ii) **Biswajit Mili**, (iii) **Nandaraj Mili**, (iv) **Biswadhar Mili**, and (v) **Maniram Taye @ Bapuram Taye** seeking pre-arrest bail apprehending their arrest in connection with Moranhat P.S. Case No. 36/2024, corresponding to GR Case No. 241/2024 registered under Sections 118(2)/109/115(2)/3(5) of BNS, 2023.

3. Perused the case diary.
4. The witnesses have specifically implicated the accused petitioners in commission of offence.
5. The medical report reveals that the nature of injuries of the victim is grievous.
6. The case diary further reveals that the victim was hospitalized in Aditya Nursing Home, Dibrugarh for substantial period and he is now released from the hospital. However, the statement of the victim has not yet been recorded.
7. In the totality of the matter and materials available, this Court is not inclined to grant interim bail to the petitioners named above.
8. Accordingly, the present anticipatory bail application stands rejected.
9. Case diary be returned back.

JUDGE

Comparing Assistant