

GAHC010206792024



2024:GAU-AS:11887

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

Case No. : Bail Appln./3067/2024

GOBINDA BHUMIJ
S/O KAKOTI BHUMIJ, R/O BARAUARI, P.S.-SONAPUR, DIST-KAMRUP (M),
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MS. A. MEDHI,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 29.11.2024

Heard Ms. A. Medhi, learned counsel for the petitioner, Gobinda Bhumij, who has filed this application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with prayer for bail as he is behind bar since 77 days in connection with **Sonapur P.S. Case No.192/2024** under Sections 117(2)/109 of BNS, 2023.

2. Heard Mr. R.R. Kaushik, learned Additional Public Prosecutor, Assam for the respondent State.
3. The allegation against the petitioner is that he assaulted his father who was immediately taken for treatment. During the treatment, petitioner's father however succumbed to his injuries inflicted by the petitioner.
4. The learned Additional Public Prosecutor has raised serious objection stating that there are incriminating materials in the Case Diary against the petitioner.
5. I have scrutinized the Case Diary. It is seen that there are incriminating materials in the Case Dairy against the petitioner, and investigation is still under progress.
6. I have considered the facts and circumstances of this case. It appears that investigation may be adversely affected if the petitioner is admitted to bail at this juncture. I am not inclined to grant bail to the petitioner, at this stage of investigation.
7. Accordingly, in term of the above, this Bail Application stands rejected at this stage.
8. Send back the Case Diary.

JUDGE

Comparing Assistant