

GAHC010207252024



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

**Case No. : AB/2709/2024**

RHITURAJ GOGOI  
S/O LATE BASANTA KR. GOGOI  
VILL- CHABUA, P.O. HATIALI  
P.S. CHABUA  
DIST. DIBRUGARH, ASSAM  
PIN-786184

VERSUS

CENTRAL BUREAU OF INVESTIGATION  
THROUGH PUBLIC PROSECUTOR, CBI

**Advocate for the Petitioner** : MR. D C BORAH, MR. P MAZUMDER, M. BORUAH, MR. S CHAUHAN

**Advocate for the Respondent** : SPL. PP, C.B.I.,

**BEFORE**  
**HONOURABLE MRS. JUSTICE MALASRI NANDI**

**ORDER**

**Date : 11.11.2024**

Heard Mr. S.Chauhan, learned counsel for the petitioner. Also heard Mr.M.Haloi, learned Special Public Prosecutor, CBI.

This application under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been filed by the petitioner, namely **Rhitoraj Gogoi** praying for pre-arrest bail apprehending arrest in connection with **AC-II Delhi P.S. Case RC2172024A0011 dated 05.08.2024** under Section 13 (2) r/w Section 13 (1) (e) of PC Act.

The allegation against the petitioner is that he acquired disproportionate assets during the period of his service from 01.04.2015 to 17.01.2024.

Learned counsel for the petitioner submits that the allegation against the petitioner of accumulating assets disproportionate to his known source of income is not correct. The father of the petitioner was employed as Junior Warrant officer for 20 years and he received handsome amount as retirement benefits and the mother of the petitioner is a pensioner. The income of the petitioner is within known source of income of the petitioner and his family and no offence is committed as alleged by the CBI and as such, benefit of pre-arrest bail may be extended to the petitioner.

Learned Special Public Prosecutor, CBI submits that the investigation is at initial stage and no notice was even served to the petitioner. If the petitioner is granted relief, then there is every possibility that the accused may hamper the progress of investigation.

I have heard the parties and perused the case diary.

A perusal of the case diary reveals *prima facie* incriminating material against the petitioner. The investigation is also at the initial stage.

Therefore, this Court is not inclined to grant the privilege of pre-arrest bail to the petitioner at this stage.

Accordingly, the pre-arrest bail application stands rejected and disposed of.

**JUDGE**

**Comparing Assistant**