

GAHC010217872023



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

Case No. : Bail Appln./3465/2023

KARIJUL HAQUE
S/O JAMAL UDDIN
R/O SHILPUKHURI
P.S. MIKIRVETA, MARIGAON
DIST. MARIGAON, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR F HAQUE

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 19-01-2024

1. Heard Mr. F. Haque, learned counsel for the petitioner Karijul Haque.
2. The petitioner has filed this application under Section 439 of the Code of Criminal Procedure (CrPC for short) as he was forwarded to custody on 27.08.2023 in connection with *Dhing Police Station Case No. 148/2023*

under Sections 22(c)/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

3. The FIR unfolds that the petitioner was caught carrying 18 (eighteen) bottles of codeine phosphate syrup by the investigating agency.
4. Heard Mr. B.B. Gogoi, learned Additional Public Prosecutor for the respondent State of Assam. The FSL report has been forwarded along with the case diary.
5. I have perused the case diary.
6. The FSL report reveals that the seized articles have a negative report for narcotic drugs and psychotropic substances. Considering the negative FSL report, the petitioner, who has been behind bars for 145 (One Hundred Forty Five) days, is released on bail on furnishing a bail bond of *Rs.50,000/- (Rupees Fifty Thousand)* with a suitable surety of like amount to the satisfaction of the learned Special Judge, Nagaon. The learned Special Judge may impose conditions which the Court deems fit and proper.
7. Send back the case diary.
8. In the above terms and conditions bail application stands disposed of.

JUDGE

Comparing Assistant