

GAHC010224802024



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

Case No. : AB/2849/2024

JINTU GOGOI AND ANR
S/O SRI JOGEN GOGOI, R/O KAWAIMARI, P.S.-DHEMAJI, DIST- DHEMAJI,
ASSAM, PIN-787058

2: PABITRA LAHON
S/O CHANDRA KT. LAHON
VILL- DIHINGIACHUK
P.S.-DHEMAJI
DIST- DHEMAJI
ASSAM
PIN-78705

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. L GOGOI,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 13.12.2024

Heard Mr. L. Gogoi, learned counsel appearing for the petitioners. Also heard Ms. N. Das, learned Additional Public Prosecutor for the state of Assam.

2. This an application 482 of the BNSS, 2023, whereby the petitioner has prayed for grant of pre-arrest bail in respect of Halem P.S. Case No. 63/2024.
3. The petitioners are employees of North East Small Finance Bank. It is alleged in the FIR that they had transferred money from the savings account of customers to their loan account. But, subsequently, the petitioners again refunded the money from their loan account to the savings account of customers. The case diary also supported the fact.
4. I have considered the submissions made by the learned counsels of both sides.
5. This Court is of the opinion that for the aforesaid reasons, the petitioners do not deserve to be detained in custody. Accordingly, their anticipatory bail application is allowed.
6. It is hereby directed that in the event of arrest in connection with Halem P.S. Case No. 63/2024, the petitioners, Jintu Gogoi and Prabitra Lahon shall be released on bail of Rs. 20,000/- each with sureties of like amount to the satisfaction of the arresting authority.
7. The petitioners are directed to co-operate with the Investigating Officer as and when required.
8. With the aforesaid direction, the bail application stands disposed of.
9. CD shall be returned.

JUDGE

Comparing Assistant