

GAHC010233442024



2024:GAU-AS:11785

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

Case No. : Bail Appln./3412/2024

PURNA MANI RAI
S/O LATE DHARAM BAHADUR RAI, R/O HOUSE NO. 119, NAMPHOK, P.S.-
RAVANGLA, DIST-SOUTH SIKKIM (SIKKIM)

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. P K ROYCHOUDHURY, MR. A K AZAD, MR. N G
KUNDU, MR. N HAQUE

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 27-11-2024

Heard Mr. P.K. Roychudhury, learned counsel for the petitioner Purna Mani Rai, who has filed this application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with prayer for bail as he is behind bars since 19.10.2024 in connection with Garchuk Police Station Case No. 328/2024 under

Sections 61(2)/318(4)/179/180/3(5) of Bharatiya Nyaya Sanhita, 2023.

2. Heard Ms. N. Das, learned Additional Public Prosecutor, Assam for the respondent State.

3. The FIR unfolds on 19.10.2024 at about 10.30 AM acting on a tip off relating to transactions of fake Indian currency and fake gold, a team conducted search operation at ISBT parking area and recovered Rs.1,50,000/- (Rupees One Lac and Fifty Thousand) of fake Indian currency notes.

4. The other accused have already been granted bail by the learned Additional Sessions Judge No. 5, Kamrup (M), Guwahati.

5. As investigation has progressed substantially, I deem it appropriate to grant bail to the present petitioner as the petitioner is willing to cooperate with the remaining part of investigation.

6. Considering all aspects, petition is allowed.

7. Petitioner is enlarged 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 jurisdictional Court/Eleka Magistrate under the conditions that :

(i) the petitioner shall refrain from such activities with which he is alleged and,

(ii) the petitioner shall appear before the Investigating Officer on every fortnight till completion of investigation.

8. On breach of any of the bail conditions, the Eleka Magistrate/jurisdictional Court is at liberty to cancel the bail granted to the petitioner.

9. In terms of the above observation, this bail application stands disposed of.

JUDGE

Comparing Assistant