

GAHC010235632023



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

Case No. : AB/3565/2023

NUR UDDIN SK AND 2 ORS
SON OF SAMAD ALI VILLAGE- KUNTICAR PART-II P.O- FALIMARI, P.S
AND DIST- DHUBRI, ASSAM PIN - 783325

2: SAMAD ALI
SON OF LATE PARAN ALI VILLAGE- KUNTIRCHAR PART- II
P.O. FALIMARI
P.S AND DIST- DHUBRI
ASSAM PIN - 783325

3: RAFIKUL ISLAM @ ROKIBUL SK

SON OF LATE SATTAR ALI VILLAGE - KUNTIRCHAR A.J KHANDA P.O
FALIMARI P.S AND DIST - DHUBRI
ASSAM PIN - 78332

VERSUS

THE STATE OF ASSAM AND ANR
TO BE REPRESENTED BY P.P. ASSAM.

2:SURAJIT HALDER
SECRETARY OF FALIMARI GAON PANCHAYAT
SON OF SHRI AJIT KR. HALDER
C/O- FOLIMARI GP.
P.S. AND DIST - DHUBRI
ASSAM. PIN - 78332

Advocate for the Petitioner : MR. A F N U MOLLAH

Advocate for the Respondent : PP, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

04.04.2024

1. Heard Mr. AFNU Mollah, learned counsel for the petitioners. Also heard Mr. B. Sharma, learned Additional Public Prosecutor, appearing for the State of Assam. Though the case diary was called for, however, learned Additional Public Prosecutor, has submitted that in the meanwhile charge sheet has already been laid bearing C.S. No. 191/2023 dated 11.05.2023.

2. It appears from record, that by order dated 17.10.2023, the petitioner Nos. 2 and 3, namely, Samad Ali and Rafikul Islam @ Rokibul Sk were allowed to go on interim anticipatory bail by this court and it is submitted by the learned counsel for the petitioners that the above named petitioners have appeared before the Investigating Officer and have co operated in the investigation.

3. In view of the submissions made by the learned counsel for the petitioners, the interim bail granted to the above named petitioners, by order dated 17.10.2023, is hereby made absolute, with condition No. (ii), attached to the said order remaining intact.

4. As regards petitioner No. 1, no order under Section 438 is passed. He may appear before the trial court and may seek any relief to which he is entitled to before the said court.

5. With the above observations, this anticipatory bail application is disposed of.

JUDGE

Comparing Assistant