

GAHC010242582023



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

Case No. : AB/3636/2023

SANTANU DEKA AND 2 ORS.
S/O PANESWAR DEKA
R/O CHOTABORI
P.O. CHOTABORI
P.S. JAGIROAD,
DIST. MORIGAON, ASSAM

2: SMTI. GARIMA HAZARIKA
W/O SANTANU DEKA
R/O CHOTABORI
P.O. CHOTABORI
P.S. JAGIROAD

DIST. MORIGAON
ASSAM

3: SMTI. DULU DEKA
W/O SRI BHIMBOR DEKA
R/O CHOTABORI
P.O. CHOTABORI
P.S. JAGIROAD

DIST. MORIGAON
ASSA

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. P J SAIKIA

Advocate for the Respondent : PP, ASSAM

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

16.02.2024

Heard the learned counsel Mr. P.J. Saikia appearing for the petitioners. Also heard Mr. P. Borthakur, the learned Addl. Public Prosecutor, Assam.

This is an application under Section 438 of the CrPC filed by the petitioners, namely- (1) Sri Santanu Deka, (2) Smti. Garima Hazarika and (3) Smti. Dulu Deka, praying for anticipatory bail in connection with Jagiroad P.S. Case No.298/2023, registered under Sections 120-B/302 of the Indian Penal Code read with Section 34 of the said Code.

Pursuant to an interim order granted by this Court, the petitioners have appeared before the Investigating Officer and have co-operated with the police investigation.

Since the petitioners have co-operated with the police investigation, they do not deserve to be detained in custody. Accordingly, their pre-arrest bail application is allowed.

Interim bail granted on 18.10.2023 in favour of the above named petitioners is made absolute.

However, the petitioners are directed to co-operate with the police

investigation as and when required.

With the above direction, the application for bail is disposed of.

JUDGE

Comparing Assistant