

GAHC010249252024



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

Case No. : Bail Appln./3586/2024

RUPSING PEGU
S/O- INDRESWAR PEGU, PERMANENT R/O- VILLAGE-NAPAM
BERBHANGA, P.O AND P.S- GOGAMUKH, DIST- DHEMAJI, ASSAM,
PRESENTLY RESIDING AT H.NO-2, SUNDARPUR,
P.S- DISPUR, DIST- KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE LD. PUBLIC PROSECUTOR ASSAM

Advocate for the Petitioner : MR ARUP JYOTI HAZARIKA, MS B CHAUHAN, MS. P N SUMI, MS. N RAJMEDHI, MS. B S GOYAL

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

26.11.2024

1. Heard Ms. B. Goyal, learned counsel for the petitioner Rupsing Pegu.
2. The petitioner has filed this application under Section 483 of the

Bharatiya Nagarik Suraksha Sanhita, 2023 with prayer for bail as he is behind bars since 22.08.2024 in connection with Dispur P.S. Case No. 841/2024 under Sections 103(1) of the BNS.

3. Heard Mr. R. R. Kaushik, learned Additional Public Prosecutor, Assam for the respondent State.

4. The FIR unfolds that on 08.08.2024, the informant was apprised that her daughter has passed away in her rented house at House No.17, Sewali Path, Hengrabari, Guwahati. Investigation commenced and the petitioner was arrested in connection with this case.

5. I have considered the submissions at the Bar.

6. It is submitted that the petitioner has been behind bars since 22.08.2024. It is also submitted that charge-sheet has not been laid against the petitioner and the statutory period of 90 days has elapsed.

7. I have also considered the submission relating to length of detention of the petitioner.

8. Considering all aspects, petition is allowed. The petitioner shall be enlarged on bail of Rs. 30,000/- with a suitable surety of like amount to the satisfaction of the learned CJM, Kamrup, (M).

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

JUDGE

Comparing Assistant