

GAHC010254852024



2024:GAU-AS:12898

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

Case No. : Bail Appln./3664/2024

SHIVJI PATEL
S/O SRI MISHRILAL PATEL,
R/O S.R. LOHIA ROAD,
NEAR SANTOSH MAA HOTEL,
TINSUKIA
P.O. AND P.S. TINSUKIA
DIST. TINSUKIA, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR.
REPRESENTED BY THE PP, ASSAM

2:SURAJ PRASAD SHARMA
S/O SRI DEVI PRASAD SHARMA
R/O S.R. LOHIA ROAD
TINSUKIA
P.O. AND P.S. TINSUKIA
DIST. TINSUKIA
ASSAM
PIN-786125

MOBILE NO. 708631650

Advocate for the Petitioner : MR. N HASAN, MR. I K BURAGOHAIN, MR. A HASAN

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA
ORDER**

18.12.2024

Heard Mr. N. Hasan, learned counsel for the petitioner. Also heard Ms. S. H. Borah, learned Additional Public Prosecutor for the State respondent.

This application is filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying for the grant of bail to the accused/petitioner, who has been languishing in jail *hajot* since 30.10.2024 in connection with Tinsukia P.S. Case No. 377/2024 registered under Section 74 of BNS *read with* Section 8 of the POCSO Act.

Ms. Borah, learned Additional Public Prosecutor, submits that though the case was listed today for production of the Case Diary before this Court, but the I.O. has already filed Charge-Sheet in this case, vide Charge-Sheet No. 318/2024, dated 30.11.2024.

In this context, Mr. Hasan, learned counsel for the petitioner, submits that the present petitioner is behind the bar since 30.10.2024 and hence he prays to grant bail to the petitioner considering his length of detention.

Considering the submissions of learned counsels for both sides and also considering the fact that the case has already been Charge-Sheeted, vide Charge-Sheet No. 318/2024, dated 30.11.2024, it is provided that the petitioner shall file a petition for grant of regular bail, and the learned Court below shall

consider the same in accordance with law.

In terms of above, this bail application stands disposed of.

JUDGE

Comparing Assistant