

GAHC010257352024



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

Case No. : AB/3170/2024

MONOWAR HUSSAIN ALIAS JANU
S/O- ABDUL WAHAB,
R/O- BORPAHAR,
P.S AND DIST-GOALPARA, ASSAM

2: ROZUB ALI
S/O- ASHAN ALI

R/O- BORPAHAR

P.S AND DIST-GOALPARA
ASSA

VERSUS

THE STATE OF ASSAM
REP BY THE PP ASSAM

Advocate for the Petitioner : MR S HOQUE, MR H R A CHOUDHURY

Advocate for the Respondent : PP, ASSAM,

:: BEFORE ::

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

19.12.2024

Heard the learned counsel Mr. S. Hoque appearing for the petitioner. Also heard Mr. R.R. Kaushik, the learned Addl. Public Prosecutor, Assam.

2. This is an application under Section 482 of the BNSS, 2023 praying for pre-arrest bail in respect of Goalpara P.S. Case No.152/2024, registered under Sections 126(2)/118(2)/109/3(5) of BNS, 2023.

3. On 10.11.2024, a motorcycle hit the informant and on that issue, there were quarrels between the parties. Many people also took part in the said quarrel. It is alleged that brother of the informant sustained serious injuries. As a result of which, he had to be taken to the Hospital where he has to take medical treatment.

4. The case diary reveals that all the injured persons sustained simple injuries only.

5. I have considered the submissions made by the learned counsel of both sides.

6. Since the injured persons sustained simple injuries only, the petitioners do not deserve to be detained in custody. Accordingly, the pre-arrest bail application of the petitioners is allowed.

7. It is hereby directed that in the event of arrest in connection with Goalpara P.S. Case No.152/2024, registered under Sections 126(2)/118(2)/109/3(5) of BNS, 2023, the petitioners, namely- (1) Monowar Hussain @ Janu, and (2) Rozub Ali, they shall be released on bail of ₹20,000/- each with sureties of like amount to the satisfaction of

arresting authority.

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

JUDGE

Comparing Assistant