

GAHC010258462024



2024:GAU-AS:12766

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

Case No. : Bail Appln./3745/2024

BHABNA BABU AND 2 ORS
S/OLT. HAMID HEMANT,
R/O VILL- KASHABAN, SAHAPUR, P.S. SAHAPUR, DIST MUZAFFARNAGAR
(UP).

2: MAUSIN QURESHI @ MAUZIN QURESHI
S/O TOFI QURESHI
R/O VILL- LOYI
P.S. KHARDA

DIST. MUZAFFARNAGAR (UP).

3: ABID KHAN
R/O VILL- KANDHLA KACHUA

UNDER POLICE STATION KANDHLABAI
DIST. SHAMLI (UP)

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR SARFRAZ NAWAZ, ISHANI SHOME, MD A
RAHMAN, SAMIM RAHMAN, MS SURAYA RAHMAN, MR A W AMAN, MR. SURAJIT DAS

Advocate for the Respondent : PP, ASSAM,

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

16.12.2024

Heard Mr. S. Das, learned counsel for the petitioners. Also heard Mr. R. J. Baruah, learned Additional Public Prosecutor for the State respondent.

This is an application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying for grant of pre-arrest bail to the accused/petitioner, who is apprehending arrest in connection with Gossaigaon P.S. Case No. 190/2024 under Sections 303(2)/317(2)/3(5) of BNS read with Sections 11(1) (a) (d) (e) (h) of Prevention of Cruelty to Animals Act and Section 13(1) of Assam Cattle Preservation Act, 2021.

Mr. Baruah, 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. 153/2024, dated 30.11.2024.

In this context, Mr. Das, learned counsel for the petitioner, submits that the present petitioners are behind the bar since 21.11.2024 and hence he prays to grant bail to the petitioners considering their 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. 153/2024, dated 30.11.2024, it is provided that the petitioners 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