

GAHC010258902023



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

Case No. : AB/3904/2023

NUR MOHAMMOD ALI @ NUR MAHAMMAD ALI
S/O SAMSUL HOQUE SARKAR @ SAMSUL HOQUE
VILL- ATGHORITARI
P.S. GOLAKGANJ
DIST. DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. A T SARKAR

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

20.02.2024

Heard Mr. AT Sarkar, learned counsel for the petitioner. Also heard Mr. R R Kaushik, learned Additional Public Prosecutor, Assam for the respondent State.

This is an application under Section 438 Cr.P.C. for granting the privilege of pre-arrest bail to the petitioner, namely, Nur Mohammod Ali @ Nur Mohammad Ali, who is apprehending arrest in connection with Golakganj P.S. Case No.358/2023 (Corresponding to G.R.No.1442/2023) under Sections 22(b)/29 of the NDPS Act.

Mr. RR Kaushik, learned Additional Public Prosecutor, Assam submits that charge sheet vide charge sheet No.474/23 dated 31.12.2023 had already been laid against the petitioner.

In view of the above, the petitioner above-named, if so advised, shall appear before the learned court below with an appropriate application for bail, which the learned court below shall consider on its own merit. Accordingly, the petitioner is granted interim pre-arrest bail for two weeks from today, during which period, the petitioner shall appear before the learned Court below.

It is made clear that in the event, the petitioner fails to appear before the learned court below within the time stipulated, the interim bail granted shall automatically stand vacated.

With the above direction, this application stands disposed of.

JUDGE

Comparing Assistant