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

Case No. : Bail Appln./3729/2024

FAIJUDDIN HAQUE @ FAIJUDDIN HOQUE
S/O LATE KALIMUDDIN SK.
R/O VILL- PADUPARA
P.O. AMBARI
P.S. DHUPDHARA
DIST. GOALPARA, ASSAM
PIN-783123

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. M R KHANDAKAR, MR. A ROHMAN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 16.12.2024

Heard Mr. M.R. Khandakar, learned counsel appearing for the petitioner. Also heard Mr. RR Kaushik, learned Additional Public Prosecutor for the state of Assam.

2. This an application u/s 483 of the BNSS, 2023, whereby the petitioner, Faijuddin Haque @ Faijuddin Hoque has prayed for releasing him on bail, after he was arrested in connection with Garchuk P.S. Case No. 203/2024 (corresponding to GR No.3969).

3. The allegation brought against the petitioner is that he had kidnapped a 16 year old girl. Later on the girl was recovered and she has made a statement before the learned Magistrate that she was in love with the petitioner and she on her own volition went with the petitioner to marry him.

4. I have considered the submissions made by the learned counsels of both sides.

5. Under the given circumstances of the case, this Court is of the opinion that the petitioner no longer deserves to be detained in custody. Therefore, his bail application is allowed.

6. It is hereby directed that the petitioner, Faijuddin Haque @ Faijuddin Hoque, who was arrested in connection with Garchuk P.S. Case No. 203/2024, shall be released on bail of Rs. 20,000/- with a surety of like amount to the satisfaction of the learned Chief Judicial Magistrate, Kamrup (Metro), Guwahati.

7. The bail application is disposed of.

The CD shall be returned.

JUDGE

Comparing Assistant