

GAHC010259602024



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

**Case No. : AB/3240/2024**

PANADDI SHEIKH @ PANUDDI SK AND 2 ORS  
S/O LATE GHUGU SK.  
R/O VILL KISMAT HASDAHA PT.II  
P.O. KISMAT HASDAHA  
P.S. DHUBRI  
DIST. DHUBRI, ASSAM  
PIN-783334

2: FAJIRAN BIBI @ FAZILA BIBI  
W/O PANUDDIN SK.  
R/O VILL- KISMAT HASDAHA PT.II  
P.O. KISMAT HASDAHA  
P.S. DHUBRI  
DIST. DHUBRI  
ASSAM  
PIN-783334

3: ANOWARA BIBI  
W/O FOIJAL HOQUE  
R/O VILL- KISMAT HASDAHA PT.II  
P.O. KISMAT HASDAHA  
P.S. DHUBRI  
DIST. DHUBRI  
ASSAM  
PIN-78333

VERSUS

THE STATE OF ASSAM  
REP BY THE PP, ASSAM

**Advocate for the Petitioner : MR A H AHMED,**

Advocate for the Respondent : PP, ASSAM,

**:: BEFORE ::**

**HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

**O R D E R**

10.12.2024

Heard Mr. A.H. Ahmed, the learned counsel appearing for the petitioners. Also heard Mr. K.K. Das, the learned Addl. Public Prosecutor, Assam.

**2.** This is an application under Section 482 of the BNSS, 2023 in respect of PRC No.1014/2022 arising out of Dhubri P.S. Case No.1257/2017, under Section 304(B)/34 of the Indian Penal Code (corresponding to G.R. No.4408/2017) pending in the court of learned Addl. Chief Judicial Magistrate, Dhubri.

**3.** The present three petitioners are shown as absconders in a *charge sheet* filed under Section 120(B)/498(A)/307 and 304(B) of the IPC. Summonses were issued against the present petitioners.

**4.** Now, the petitioners have apprehended that since that court does not have the jurisdiction to entertain their bail application, they shall be remanded to custody on their appearance before the said court.

**5.** The petitioners have stated that they are innocent and therefore they want to fight out their case before the trial court.

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

**7.** Since the petitioners are interested in facing the trial, they deserve to be given an opportunity to that effect. Therefore, their bail application is allowed.

**8.** It is hereby directed that whenever the petitioners, (1) Panaddi Sheikh @ Panuddi Sk, (2) Fajiran Bibi @ Fazila Bibi and (3) Anowara Bibi appear before the court of Addl. Chief Judicial Magistrate, Dhubri in PRC No.1014/2022, they shall be released on bail of ₹25,000/- each with sureties of like amount to the satisfaction of the said Magistrate Addl. Chief Judicial Magistrate, Dhubri.

With the aforesaid direction, the present application is disposed of.

**JUDGE**

**Comparing Assistant**