

GAHC010263752024



2024:GAU-AS:12913

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

Case No. : Bail Appln./3780/2024

RINA BEGUM
W/O LATE RAJU ALI
R/O RAILWAY GATE NO. 06

HOUSE NO. 4
NEAR MASJID
P.S. JALUKBARI
DIST. KAMRUP (M)
ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP
ASSAM

Advocate for : MR. C K NATH
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANASH RANJAN PATHAK

ORDER

18-12-2024

Heard Mr. S Munir, learned counsel for the petitioner and Mr. K K Parashar, learned Additional Public Prosecutor, Assam for the State.

2. By this application filed under Section 483 of the BNSS, 2023, the petitioner, namely, **Rina Begum**, wife of late Raju Ali, resident of house No.-04, Railway Gate No. 6 near Masjid, P.S.-Jalukbari, District-Kamrup(Metro) is seeking bail in **Jalukbari Police Station Case No. 530/2024**, registered under Sections 331(4)/305 of the BNS, 2023, corresponding to G.R. No. 6215/2024, in which he was arrested on 24.10.2024 and is in custody since then.
3. As per the FIR dated 20.10.2024 lodged before the Officer-in-Charge of Jalukbari Police Station by the complainant/informant, the case is that the complainant/informant is a resident of Pandu College Gate near Ramkrishna Mission under Jalukbari Police Station of Kamrup (Metro) and on 19.10.2024, when the complainant was not at home and went to Bongaigaon to pick up his wife, some strangers entered into his house, broke the godrej lock and stole highly valuable gold ornaments, laptops and cash from his house.
4. Accordingly, Jalukbari Police Station Case No. 530/2024 was registered under Sections 331(4)/305 of the BNS, 2023, corresponding to G.R. No. 6215/2024.
5. Petitioner's earlier Bail Application, being B.A. No. 3379/2024 was rejected by this Court on 03.12.2024.
6. Perused the case diary placed before the Court today by Mr. K K Parashar, learned APP, Assam.
7. Mr. K K Parashar, learned APP, Assam, from the case diary has submitted that from the possession of the petitioner, new blankets with covers, trolley bags, brass plates, brass glass and other household articles were recovered.
8. Considering the materials in the case diary and the detention of the petitioner since 24.10.2024, this Court is of the opinion that further custodial detention of the petitioner is not warranted to investigate said Jalukbari P.S. Case No. 530/2024. As such, this bail application is accepted.
9. Accordingly, the petitioner, namely, **Rina Begum**, wife of late Raju Ali be released on bail in said Jalukbari P.S. Case No. 530/2024 on furnishing bail bond of Rs. 40,000/-, with two local sureties each of the like amount, one of which shall be a Government Employee, either State or Central Government, to the satisfaction of the learned Chief Judicial Magistrate,

Kamrup(Metro), Guwahati, subject to the conditions that petitioner, named above —

- i) shall appear before the concerned Investigating Officer of said Jalukbari P.S. Case No. 530/2024, as and when she is required in the said case;
- ii) shall not leave the territorial jurisdiction of Jalukbari Police Station, without obtaining prior written permission from the concerned Investigating Officer of the case;
- iii) shall not hamper with the investigation, or tamper with the evidence of the case;
- iv) shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade them from disclosing such facts to the Court or to any police officer and;
- v) shall not involve herself in any criminal activities in future.

10. Any violation of the aforesaid terms and conditions by the petitioner, namely, **Rina Begum**, the bail granted to her in said Jalukbari P.S. Case No. 530/2024 shall stand automatically vacated.

11. This bail application accordingly stands allowed.

12. Return the Case Diary herewith.

JUDGE

Comparing Assistant