

GAHC010269742023



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

Case No. : AB/4071/2023

SANOWAR ALI @ SANWAR HUSSAIN AND 4 ORS
S/O LT. ABDUL KAYOM
VILL- DIARA (TELIPARA)
P.S. MANKACHAR, DIST. SOUTH SALMARA MANKACHAR, ASSAM

2: ABDUS SAMAD @ ABDUL SAMAD
S/OLT. KAFIL UDDIN
VILL- DIARA (TELIPARA)
P.S. MANKACHAR
DIST. SOUTH SALMARA MANKACHAR
ASSAM

3: MOSTAFIZUR RAHMAN
S/O MOZIAL HOQUE @ MOJIYE RAHMAN
VILL- BOALIA
P.S. MANKACHAR
DIST. SOUTH SALMARA MANKACHAR
ASSAM

4: MOZIAL HOQUE @ MOJIYE RAHMAN
S/O LT. OBUR UDDIN
VILL- BOALIA
P.S. MANKACHAR
DIST. SOUTH SALMARA MANKACHAR
ASSAM

5: MOSHAROF HUSSAIN @ MOSHAROF
S/O MOZIAL HOQUE @ JOJIYE RAHMAN
VILL- BOALIA
P.S. MANKACHAR
DIST. SOUTH SALMARA MANKACHAR
ASSA

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR H R A CHOUDHURY

Advocate for the Respondent : PP, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

10.01.2024

Heard Mr. M. Mondal, learned counsel for the petitioners. Also heard Mr. D. Das, learned Additional Public Prosecutor, appearing for the State of Assam

Learned counsel for the petitioners has submitted that by order dated 05.12.2023, the petitioners, namely, 1. Sanowar Ali @ Sanwar Hussain, 2. Abdus Samad @ Abdul Samad, 3. Mostafizur Rahman, 4. Mozial Hoque @ Mojiye Rahman and 5. Mosharof Hussain @ Mosharof were allowed to go on interim anticipatory bail, by this Court, and in pursuant to the directions of this Court, the petitioners have appeared before the Investigating Officer.

On the other hand, Mr. D. Das, learned Additional Public Prosecutor has produced the case diary of Mankachar P.S. Case No. 341/2023 and has submitted that there are incriminating materials against the present petitioners.

However, it appears that they have complied with the directions of this Court and have appeared before the Investigating Officer and their statements under Section 161 of the Code of Criminal Procedure, 1973 have also been recorded.

Considering the fact that the petitioners have complied with the directions

of this Court and have co-operated in the investigation, the interim bail granted to the petitioners by this Court by order dated 05.12.2023 is hereby made absolute with condition Nos. (a) and (b) attached to the said order remaining intact.

With the above observations, this anticipatory bail application is hereby disposed of.

Send back the case diary.

JUDGE

Comparing Assistant