

GAHC010275612023



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

Case No. : Bail Appln./4481/2023

ABDUL BATEN SEKH @ MD ABDUL BATEN SEKH
S/O LATE NAJIBUDDIN SEKH
R/O CHAPARI GAON
P.S. NORTH LAKHIMPUR
DIST.LAKHIMPUR, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. A PARAMANIK
Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

04.01.2024

Heard Mr. A. Paramanik, learned counsel appearing for the accused petitioner as well as Mr. B. B. Gogoi, learned Addl. P.P., Assam appearing for the State respondent.

By this petition under Section 439 Cr.P.C., the accused-petitioner, namely **Abdul Baten Sekh @ Md. Abdul Baten Sekh**, has prayed for grant of bail in connection with **North Lakhimpur PS Case No. 363/2023 under Section 302/325/34 of**

IPC.

The case diary, as called for, is placed before the Court.

It is submitted by the learned counsel for the petitioner that the petitioner has completed the mandatory period of detention in jail hajot and charge-sheet has also not yet been submitted, so the petitioner is entitled for default bail.

Mr. B. B. Gogoi, learned Addl. P.P., Assam has confirmed that charge-sheet has not yet been submitted.

In view of above, it is provided that the accused petitioner, named above, shall be released on bail of **Rs. 50,000/-** with one surety of like amount to the satisfaction of the **learned Chief Judicial Magistrate, Lakhimpur, North Lakhimpur** subject to the following conditions-

- (i) That the accused petitioner shall cooperate with the Investigating Officer as and when required;
- (ii) That the accused petitioner 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 him from disclosing such facts to the Police Officer or the Court; and

Return the case diary.

This disposes of the bail application.

JUDGE

Comparing Assistant