

GAHC010279362023



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

Case No. : AB/4210/2023

LUTFOR RAHMAN
S/O ABUL KALAM
R/O VILL- KAYAKUCHI
BHOKUAMARI, P.S. AND DIST. BARPETA, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. N J DUTTA

Advocate for the Respondent : PP, ASSAM

- B E F O R E -

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

09.01.2024

Heard Mr. N. Ahmed, learned counsel for the petitioner. Also heard Mr. P. Borthakur, learned Additional Public Prosecutor, Assam.

This application under Section 438 of the Code of Criminal Procedure, 1973 has been filed in connection with Chandmari P.S. Case No.294/2023 under Sections 120(B)/420/382/356 of the Indian Penal Code.

One day the petitioner along with some other persons snatched away the ATM card of the informant. However, the present petitioner managed to run away.

The provisions of Section 438 of Code of Criminal Procedure, 1973 is not made to protect the people like the present petitioner.

Therefore, the instant anticipatory bail application filed by the petitioner is found to be non-satisfactory.

Hence, the same stands rejected and is accordingly disposed of.

JUDGE

Comparing Assistant