

GAHC010279492023



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

Case No. : Bail Appln./4522/2023

ROSHIDUL HOQUE
S/O DULU MIA
VILL- BHOGAMUR
P.S. SAMAGURI
DIST. NAGAON, ASSAM
PIN-782001

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR D K MEDHI

Advocate for the Respondent : PP, ASSAM

BEFORE
HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND
ORDER

04.01.2024

Heard Mr D K Medhi, learned counsel for the petitioner, Roshidul Hoque.

3. The petitioner has filed this application under Section 439 CrPC, with prayer for bail as he is behind bars for 60 days in connection with Samaguri PS Case No. 322/2023, under Section 21(b) of the NDPS Act.

3. Heard Mr M P Goswami, learned Additional Public Prosecutor for the State of Assam.
4. The petitioner was apprehended with suspected heroin of intermediate quantity.
5. I have considered the submissions at the Bar with circumspection. I have also perused the Case Diary.
6. I have considered the length of detention.
7. The learned Additional Public Prosecutor has also submitted that charge sheet has not been submitted.
8. Considering all aspects, petition is allowed. The petitioner is enlarged on bail of Rs. 50,000/-, with a suitable surety of the like amount, to the satisfaction of the learned trial Court under the conditions that-
 - i) the petitioner is directed to appear before the Investigating Officer after every 15 days till completion of investigation, and
 - ii) the petitioner shall refrain from such activities with which he is alleged, failing which, bail order shall stand cancelled.
9. Bail Application stands disposed of.

10. Send back the Case Diary.

JUDGE

Comparing Assistant