

GAHC010290032023



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

Case No. : Bail Appln./4617/2023

RAKESH PANDIT
S/O. RADHESWAR PANDIT,
R/O. JUGDOL, SONAPUR,
P/S- SONAPUR, DIST. KAMRUP (M)
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY PP, ASSAM

Advocate for the Petitioner : MR. H C SARMA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN
ORDER

05.01.2024

Heard Mr. H.C. Sarma, learned counsel for the accused and Mr. R.J. Barua, learned Additional Public Prosecutor for the State respondent.

2. This application under Section 439 of the Code of Criminal Procedure, 1973, is preferred by accused namely, **Rakesh Pandit**, who has been languishing in jail hazot since 05.11.2023, in connection with the **Sonapur P.S. Case No. 242/2023**, under Section 376 of the IPC, for granting bail.

3. Mr. Barua, learned Additional Public Prosecutor submits that he has not received the case diary, but he has the instruction that the I.O. has already completed investigation and laid Charge-Sheet against the accused, under Section 376 of the IPC, vide Charge-Sheet No. 222/2023, dated 30.11.2023.

4. In view of above, this bail application stands disposed of by directing the accused to approach the learned court below, by filing appropriate application and in event of filing such an application, the learned Court below shall dispose of the same in accordance with law.

JUDGE

Comparing Assistant