

GAHC010291372023



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

Case No. : Bail Appln./4647/2023

SANJIT KUMAR ORANG
S/O- RAJKUMAR ORANG,
R/O- VILLAGE ANANDA TEA ESTATE,
PATALIPAM,
P.S- BOGINADI, DIST- LAKHIMPUR, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR. K BORUAH

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI

ORDER

Date : 05.01.2024

Heard Mr. K.Baruah, learned Counsel for the petitioner and Mr. R.R.Kaushik, learned Addl.Public prosecutor for the State respondent.

This is an application under Section 439 of the Code of Criminal Procedure, 1973 for granting regular bail to the accused petitioner, namely **Sanjit Kumar Orang** in connection with **Gogamukh P.S. Case No.110/2023**, under Sections 20(b)(ii)(B)/21(a)/29 of the

NDPS Act.

Case diary not received.

Learned counsel for the petitioner submits that petitioner is in judicial custody since he was arrested on 10.11.2023 i.e. for 56 days today and the mandatory period is 60 days for such offence and as such, considering length of detention, bail may be granted to the petitioner.

Learned Addl.P.P. submits that charge sheet has not yet been submitted in the case and the petitioner is in judicial custody for 56 days.

I have considered submissions of learned counsel for the parties and perused the FIR, Forwarding report and seizure list.

Considering the length of detention and as charge sheet being not submitted till date, this Court is of the considered opinion that further detention of accused, in the interest of investigation, is not warranted.

Accordingly, it is provided that the petitioner, named above, shall be released on bail of **Rs. 50,000/-** with 2(two) sureties of like amount to the satisfaction of the **learned CJM, Dhemaaji** subject to the following conditions-

- i) That the accused petitioner shall cooperate with the Investigating Officer as and when required; and
- 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
- iii) That the accused petitioner shall refrain from committing any similar offences in future, of which he is accused of commission.

This disposes of the bail application.

JUDGE

Comparing Assistant