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

Case No. : Bail Appln./2527/2026

FAIZUR RAHMAN ALIAS FAYZUR RAHMAN
S/O LT MAHIR UDDIN BEPARI ALIAS MOHIR UDDIN, R/O DHARMASALA PART IV, NEAR KADAMAR TALL, PS AND DIST DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE LEARNED PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. SURAJIT DAS, A MISHRA,MD A RAHMAN,MR A W AMAN,MR SARFRAZ NAWAZ

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 18.09.2026

1. Heard learned Counsel Mr.S. Das for the petitioner Faizur Rahman @ Fayzur Rahman who has filed this application under Section 483 of the BNSS, 2023 with prayer for bail as he is behind Bars since 02.07.2026 in connection with PRC Case No. 592/2026 arising out of Dhubri PS Case No. 163/2026 under Sections 61(2)/85/117(2)/109(1) and 3(5) of the BNS.

2. The allegation against the petitioner is that he along with the victim's husband, his wife and the victim's mother-in-law poured diesel over the victim and set her ablaze. The victim was saved by the neighbours who heard her screaming and they came to her rescue.

3. The learned Addl.P.P. Mr. P.S. Lahkar is present and has raised objections stating that the charge sheet has been laid against the petitioner and the offence alleged is of a serious nature. It is submitted that the trial may be adversely affected if the petitioner is enlarged of bail considering the aggressive nature of the petitioner.

4. The learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in a serious offence. The petitioner has been behind bars for 79 days. His custodial detention is not required anymore as charge sheet has already been submitted against the petitioner.

5. I have considered the submissions at the bar. I have also scrutinized the scanned copies of the trial court records along with the scanned copies of the Case Dairy. I have also considered the submission that the petitioner has been behind bars for a considerable period of time. The other accused persons are absconding and this case is pending at the stage of appearance. The petitioner is suffering immensely as the co-accused are evading arrest. I have also considered the submission that the petitioner has pledged to abide by any stringent bail conditions if imposed upon him. It is submitted that the petitioner being a local resident is not a flight risk. The petitioner has also pledged to co-operate with the trial. In view of the forgoing discussions, it appears that bail may be granted to the petitioner.

6. The petitioner named above shall be released on bail on furnishing bail bond of Rs.50,000/- with a suitable surety of like amount to the satisfaction of the learned Illaqa Magistrate/ jurisdictional court subject to the following conditions:

i) The petitioner shall co-operate with the trial as and when required,

ii) The petitioners shall not exercise any threats to the witnesses or try to influence them.

i) The petitioner shall not leave the jurisdiction of the trial Court without prior permission.

7. On breach of any of the above conditions, learned Illaqa Magistrate/ jurisdictional court is at liberty to cancel bail granted to the petitioner.

8. In terms of the above observations, the bail application stands disposed of.

JUDGE

Comparing Assistant