GAHC010148032020

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

Case No. : AB/2913/2020

SACHINDRA DEY
S/O SRI SATYENDRA DEY, R/O WARD NO. 4, NEAR POST OFFICE, P.O. AND P.S.-DHEKIAJULI, DIST-SONITPUR, ASSAM, PIN-784110

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. P K SARMA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE PRASANTA KUMAR DEKA

ORDER

Date : 25.11.2020

Heard Ms. B. Bhuyan, the learned counsel for the petitioner.

Also heard Mr. H. Sarma, learned Addl. P.P., Assam, who has produced the case diary.

By this application under Section 438 Cr.P.C., the petitioner is seeking pre-arrest bail in connection with Dhekiajuli PS Case No. 632/2020 under Section 498(A)/379 IPC.

I have gone through the allegations made in the FIR and also perused the case diary

and the statements of the witnesses recorded during the investigation.

I am satisfied after the perusal of the case diary that no further custodial interrogation of the present petitioner is required and, as such, the interim bail granted to the petitioner in connection with the case aforementioned by order dated 16.10.2020 is made absolute subject to the following conditions:

1. That the petitioner shall make himselves available to the police or any other investigating agency or Court in the present case as and when required.

2. That the 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 Court or to any police officer or tamper with the evidence. They shall not, in any manner, try to overawe or influence or intimidate the prosecution witnesses.

3. That he shall not obstruct the smooth progress of the investigation/trial.

4. That the petitioner shall not misuse their liberty in any manner.

5. That the petitioner shall not jump over the bail.

6. That the petitioner shall appear before the I.O. of Dhekiajuli PS Case No. 632/2020 within 7 (seven) days from today.

Send back the case diary

The anticipatory bail application stands disposed of.

JUDGE

Comparing Assistant