GAHC010151322020

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

Case No. : AB/3028/2020

SANJIB SARKAR AND ANR
S/O. LT. SUKUMAR SARKAR, R/O. NADIR PAR, WARD NO.9, P.S. AND P.O. LUMDING, PIN-782447, DIST. HOJAI, ASSAM.

2: SANJIB JHA
S/O. MR. BACAN JHA
R/O. NADIR PAR
EAST LUMDING SCHOOL
WARD NO.9
P.S. AND P.O. LUMDING
PIN-782447
DIST. HOJAI
ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY PP, ASSAM.

Advocate for the Petitioner : MR. JYOTIRMOY ROY

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE HITESH KUMAR SARMA

ORDER

Date : 14-12-2020

Heard Mr. D Das, learned counsel for the petitioners as well as Mr. B Sarma,

learned Additional Public Prosecutor appearing for the State respondent.

This is an application, filed under Section 438 of the Cr.PC. seeking pre-arrest bail of the accused-petitioners, namely, ***1. Mr. Sanjib Sarkar and 2. Mr. Sanjib Jha,*** in connection with ***Lumding PS Case No. 199/2020*** registered under Sections 341/294/325/379/506 of the IPC.

Learned Additional Public Prosecutor submits that charge-sheet being CS No. 124/2020, dated 31.10.2020 has already been laid by the Investigating Police Officer.

That being so, the petitioner, if so advised, be directed to approach the learned court below with an appropriate application for bail within 15 (fifteen) days from today, which the learned court below shall consider on its own merit.

Interim order passed earlier on 21.10.2020 stands extended for another 15 days from today. However, if the petitioners do not appear before the learned court below within the time stipulated above, the interim order granted earlier shall automatically stand vacated.

With the above observations and directions, this application stands disposed of.

JUDGE

Comparing Assistant