GAHC010161172020

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

Case No. : AB/3239/2020

UPEN DOIMARI
S/O SRI MONESWAR DAOIMARI, R/O TIPLING VILLAGE, P.S.-DIBRUGARH, DIST-DIBRUGARH, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. A K GUPTA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE HITESH KUMAR SARMA

ORDER

Date : 04-12-2020

Heard Mr. AK Gupta, learned counsel for the petitioner. Also heard 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 petitioner, namely, ***Sri Upen Doimari,*** in connection with ***Duliajan P.S. Case No. 474/2020*** registered under Sections 420/384 of the IPC.

Perused the case diary produced before this Court, including the FIR.

It appears that the petitioner is alleged to have forcibly taken possession of a plot of land measuring 4 khatas and also obtained signatures on a 100 Rs. stamp paper.

Considering the materials in the case diary as well as the contents of the FIR, the matter appears to be of civil nature. That being so, the petitioner is granted the privilege of pre-arrest bail.

Accordingly, the interim pre-arrest bail granted to the petitioner vide order, dated 12.11.2020 is made absolute on the same terms and conditions.

Return the case diary.

The petition stands disposed of accordingly.

JUDGE

Comparing Assistant