GAHC010163362020

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

Case No. : Bail Appln./2557/2020

MOJESH SAWRA
S/O- LT. PANCHINO SAWRA, R/O- THAKURBARI TEA ESTATE,
RANGAPARA, P.S. RANGAPARA, DIST.- SONITPUR, ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY P.P., ASSAM

Advocate for the Petitioner : MR S M ABDULLAH P

Advocate for the Respondent : PP, ASSAM

BEFORE
HON'BLE MRS. JUSTICE RUMI KUMARI PHUKAN

O R D E R

07-12-2020.

By filing this petition under Section 439 of the CrPC, petitioner Mojesh Sawra who is in custody since 16.10.2020, has prayed for releasing him on regular bail in connection with the Gorchuk P.S. Case No.564/2020, under Section 302/34 of the IPC.

Heard the learned counsel for both sides and perused the case diary produced.

The deceased was found while entering into a hotel situated nearby the workshop of the accused/petitioner and suspecting the deceased to have committed theft, he was apprehended by two other persons of the nearby whorkshop and they left the place keeping the victim tied there and asked the accused petitioner to guard him and they went to the police station to inform the incident. The police took him to the hospital but died on his way to the hospital.

However no complicity of the petitioner was suggested with the offence alleged.

Considering all above and the length of detention w.e.f. 16.10.2020, the accused person named above is allowed to release on regular bail of Rs.20,000/- with one surety of like amount, to the satisfaction of learned Chief Judicial Magistrate, Kamrup (M) at Guwahati, in connection with the Gorchuk P.S. Case No.564/2020.

The bail petition stands disposed of accordingly.

JUDGE

Comparing Assistant