GAHC010165742020

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

Case No. : Bail Appln./2539/2020

MANGAL SANA SINGH
S/O LATE HARISH CHANDRA SINGH, R/O VILL-JOGIJAR, RAJBARI, P.S.-HOJAI, DIST-HOJAI, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MRS. R RONGMEI

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE HITESH KUMAR SARMA

ORDER

Date : 02-12-2020

Heard Ms. R Rongmei, learned counsel for the petitioner as well as Mr. NJ Dutta, learned Additional Public Prosecutor appearing for the State respondent.

This is a 2nd application, filed under Section 439 of the Cr.PC. seeking bail of the

petitioner, namely, ***Mangal Sana Singh,*** in connection with ***Lakhipur P.S. Case No. 304/2020*** registered under Sections 120(B)/121/121A/384/109 of the IPC read with Sections 10/13 of the Unlawful Activities (Prevention) Act.

Perused the case diary produced before this Court.

The earlier application for bail of the petitioner was rejected by this Court, vide order, dated 05.11.2020 passed in Bail Application No. 2179/2020.

This present application has been moved after about 27 (twenty seven) days from the date of rejection of the earlier application.

On examination of the case diary, it does not appear to this Court that investigation is likely to be completed within the next 2(two) days. In the meantime, the accused-petitioner has been in custody for 88 (eighty eight) days, as on date.

Considering the stage of investigation of the case and also considering the period of detention for 88 (eighty eight) days, the accused-petitioner is ***granted*** bail.

Accordingly, the petitioner, named above, shall be released on bail in connection with ***Lakhipur P.S. Case No. 304/2020*** on furnishing bail bond of Rs. 50,000/- with two suitable sureties of the like amount, to the satisfaction of learned Chief Judicial Magistrate, Cachar, Silchar. One of the sureties shall be a Government employee.

The direction for bail is further subject to the conditions that the petitioner:

(a) shall not leave the territorial jurisdiction of learned Chief Judicial Magistrate, Cachar, Silchar, without prior written permission from him;

(b) shall not hamper with the investigation, or tamper with the evidence of the case; and

(c) 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 the Court or to any police officer.

Return the case diary.

This petition stands disposed of accordingly.

JUDGE

Comparing Assistant