GAHC010165752020

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

Case No. : AB/3330/2020

ABBAS ALI
S/O HAFEZ UDDIN, R/O VILL-TANGONMARI, P.S.-BOKO, DIST-DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. A A R KARIM

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE HITESH KUMAR SARMA

ORDER

Date : 09-12-2020

09-12-2020

This is an application, filed **under Section 438 Cr.P.C.**, praying for pre-arrest bail of the petitioner, namely, **Sri Abbas Ali,** in connection with **Boko Police Station Case No. 775/2020**, (corresponding to GR Case No. 862(K)/2020), registered **under Sections 147/148/149/448/302/326 of the IPC**.

The case diary produced, has been perused including the statement of the witnesses, recorded under Section 164 of the Cr.P.C.

Heard Mr. A.A.R. Karim, learned counsel appearing for the petitioner and Mr. B. Sarma, learned Additional Public Prosecutor, appearing for the State.

On perusal of the case diary, particularly, two statements of the witnesses, recorded under Section 164 of the Cr.P.C., it appears that the petitioner is involved with the commission of the alleged offence of murder of the deceased.

That being so, this is not a fit case for grant of the privilege of pre-arrest bail to the petitioner.

Accordingly, the prayer for pre-arrest bail made by the petitioner is **rejected**.

In terms of the above this petition stands disposed of.

Return the case diary.

JUDGE

Comparing Assistant