GAHC010169682020

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

Case No. : Bail Appln./2631/2020

AFTAB UDDIN LASKAR
S/O LATE MASADDAR ALI LASKAR, R/O VILL-ALGAPUR PT-1, P.O.-KALIBARI, P.S.-ALGAPUR, DIST-HAILAKANDI, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S C BISWAS

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE AJIT BORTHAKUR

ORDER

Date : 03-12-2020

Heard Mr. S.C. Biswas, learned counsel for the petitioner. Also Heard Mr. N.K. Kalita, learned Addl. P.P., Assam appearing for the State respondent as well as Mr. H.A. Laskar, learned counsel for the informant.

By this second petition under Section 439 Cr.P.C., the petitioner, namely **Aftab Uddin Laskar** has prayed for grant of bail in connection with **Algapur P.S. Case No. 107/2020**

registered u/s **420/409/294/352/34** of the IPC.

Be it mentioned here that the earlier bail application of the accused petitioner was rejected by this Court vide order, dated 12.11.2020, passed in Bail Appln. No. 2304/2020.

Perusal of the FIR and accused Forwarding Report shows prima facie abundance of incriminating material against the accused petitioner. However, considering the length of detention of the accused, who is in judicial custody since 10.10.2020 (54 days), this Court finds that his further detention may not be necessary in the interest of investigation in the case.

Therefore, it is provided that the accused/petitioner, named above, shall be released on bail of **Rs. 25,000/- (Rupees Twenty Five Thousand)** with one surety of like amount to the satisfaction of the **learned C.J.M., Hailakandi** subject to the following conditions-

i) That the accused/petitioner shall cooperate with the Investigating Officer as and when required;

ii) That the accused/petitioner 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 Police Officer or the Court;

iii) That the accused/petitioner shall not hamper or tamper with the investigation in any manner; and

iv) That the accused/petitioner shall refrain from committing any similar offences in future of which he accused or suspected of commission.

This disposes off the bail application.

JUDGE

Comparing Assistant