GAHC010175842020

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

Case No. : Bail Appln./2725/2020

URKHANG BRAHMA AND 2 ORS
S/O SRI JAOLEY BRAHMA @ JALESWAR BRAHMA, VILL-KHERDANDA,
P.S.-AMGURI, DIST-CHIRANG (ASSAM)

2: RABEN BRAHMA
S/O SRI JAOLEY BRAHMA @ JALESWAR BRAHMA
VILL-KHERDANDA
P.S.-AMGURI
DIST-CHIRANG (ASSAM)

3: SAINISH BASUMATARY
S/O BINOY BASUMATARY
VILL-BAMUNGAON
P.S.-SIDLI
DIST-CHIRANG (ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. N ANAND
Advocate for the Respondent : PP, ASSAM

BEFORE

HON'BLE MRS. JUSTICE RUMI KUMARI PHUKAN

:: O R D E R ::

18-12-2020

By this application under **Section 439 Cr.P.C.**, the accused-petitioners, namely, **(1) Urkhang Brahma (2) Raben Brahma and (3) Sainish Basumatary** have sought for bail in connection with **Dhaligaon**

Police Station Case No. 295/2020, registered **under Section 379 of IPC.**

Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor, appearing for the State. Also perused the case diary and the materials on record.

One tractor with trolley was missing from the office of the informant on31.10.2020 and subsequently the accused persons were apprehended while they were preparing to sell the aforesaid vehicle to another person amounting to Rs.2,90,000/-. The vehicle was seized immediately from their possession and was given to the zimma of the informant as per the order of the learned court below on 12.11.2020. The complicity of the present petitioners is however suggested. It is noted that the accused petitioners are young boy aged about 24 years and they have no any earlier criminal antecedents.

Considering the fact that the article has been recovered and they are in detention for 46 days, their bail petition is considered. Accordingly, each of the accused petitioner is hereby directed to be released on bail in connection with the case aforementioned on furnishing bail bond of **Rs.20,000/-** with **one suitable surety** of the like amount each, to the satisfaction of the learned CJM, Chirang, Kajalgaon.

In terms of the above, this bail application stands disposed of.

Return the case diary.

JUDGE

Comparing Assistant