GAHC010279942019

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

Case No. : AB 4059/2019

1:DEBORKHEE BORGOHAIN
S/O. SRI ANUJ BORGOHAIN, R/O. JOONTOLLEE TEA ESTATE, P.O. BORBAM, P.S. TINGKHONG, DIST. DIBRUGARH, ASSAM.

VERSUS

1:THE STATE OF ASSAM
REP. BY PP, ASSAM.

Advocate for the Petitioner : MR. A K GUPTA

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MRS. JUSTICE RUMI KUMARI PHUKAN

ORDER

Date : 03-03-2020

By this application under Section 438 CrPC, petitioner, namely, Deborkhee Borgohain has sought for pre-arrest bail in the event of his arrest in connection with Dibrugarh PS Case No. 1246/2019, corresponding to GR Case No. 3044/2019, under Sections 406/420/468/506/34 IPC.

Heard the learned counsel for both the sides.

Perused the record and the FIR.

So far as the allegation is concerned, while the petitioner, Deborkhee Borgohain was working in Bimal Auto Agency as a Sales Executive, he had collected huge amount of money by issuing fake receipts to such customers without knowledge of the authority of the company.

Case Diary reveals sufficient complicity of the present petitioner in the offence alleged that the

petitioner collected huge amount of money by defrauding the customers as well as the company.

In view of severity of the offence and apparent complicity of the present accused person, this Court is of the opinion that it is not a fit case to grant the privilege of pre-arrest bail to the present petitioner. Accordingly, his bail prayer stands rejected. Interim order passed earlier, if any, stands vacated.

Anticipatory Bail Application stands dismissed.

Return the Case Diary.

JUDGE

Comparing Assistant