

GAHC010032582026



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

Case No. : Bail Appln./526/2026

SRI RITUMONI GOGOI
S/O SRI DAVID GOGOI, R/O MOUT GAON, NEAR BORNAMGHAR, PS
JORHAT, DIST JORHAT, ASSAM
PH. NO. 9577726468

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR D MEDHI, S YESMIN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

Date : 26.03.2026

Mr. D. Medhi, learned counsel appearing for the petitioner. Also heard Ms. S.H. Bora, learned Addl. Public Prosecutor.

2. This is an application under Section 483 of the BNSS, 2023 in connection

with Jorhat PS Case No. 23/2026 dated 26.02.2026.

3. The learned Addl. Public Prosecutor has submitted that the charge sheet has been submitted vide Chargesheet No. 61/2026 dated 26.02.2026. The learned Addl. Public Prosecutor has also submitted that the sections involved are 21(a), 25 and 29 of the ND&PS Act.

4. The learned counsel for the petitioner has submitted that since the provisions of Section 27(a) have not been invoked, the petitioner would be entitled to the privilege of bail. The learned counsel for the petitioner submitted that offences under Section 21(a) of the ND&PS Act is bailable, as has been filed by the different orders of this Court including the order dated 03.01.2025 passed in AB No. 3029/2024. This Court does not find any reason to differ with the aforesaid findings and therefore, in the opinion of this Court, the petitioner herein is entitled to grant of bail at this stage.

5. The learned APP has submitted that the petitioner should not be allowed the privilege of bail at this stage, since there are chances that he may not participate in the trial and he may hamper and tamper with the evidence.

6. In the opinion of this Court, the petitioner is entitled to the privilege of bail. Accordingly, it is directed that the petitioner would be released on bail on

furnishing a bond of Rs. 20,000/- with two sureties of the like amount, subject to the satisfaction of the learned Trial Court. The learned Trial Court shall impose such other conditions as maybe required to ensure the participation of the petitioner in the trial proceedings.

7. Bail Application accordingly stands disposed of.

JUDGE

Comparing Assistant