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

Case No. : AB/2172/2026

SEIKH FARID
S/O- SAHAR ALI , R/O- NO. 1 BHATIAKHALI, P.S. RUPAHIHAT , DIST.- NAGAON , ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY P.P., ASSAM

Advocate for the Petitioner : MR S M ABDULLAH P, MR. MD IMDAD,MD IMRAN,MR. J JAKARIA,MS F HUSSAIN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 02.11.2026

Heard Mr. S.M. Abdullah P, learned counsel for the accused applicant. Also heard Ms. A. Begum, learned Additional Public Prosecutor appearing for the State.

This is an application filed under Section 482 of the BNSS, 2023 praying for granting pre-arrest bail to the accused applicant namely, **Seikh Farid** in connection with Rupahihat P.S. Case No.258/2026 under Sections 303(2)/317(2)/3(5) of the BNS,

2023 R/W Section 11(1)(a) of Prevention of Cruelty to Animal Act, 1960, R/W Section 13(1) of the Assam Cattle Preservation Act, 2021 & R/W Section 192 A of the Motor Vehicle Act, 1988.

An FIR was lodged on 22.08.2026, alleging 3 (three) cattle were recovered from the vehicle of the accused person, while unloading the cattle from the vehicle.

On receipt of the FIR, police registered Rupahihat P.S. Case No.258/2026 under the aforementioned Sections.

The learned counsel appearing for the accused applicant submits that he is the owner of the cowshed from where the cattle were recovered. He further submits that one of the cattle belongs to him and the other two were purchased by him with proper documentation. He submits that although there is an allegation of theft of cattle, no FIR has been lodged by anyone alleging such theft. He, therefore, submits that the accused applicant may be granted the privilege of pre-arrest bail.

Case diary has been received and the same is perused.

The learned Additional Public Prosecutor on the other hand opposes the prayer for pre-arrest bail of the accused applicant.

Taking into account the entire facts and circumstances of the case and also on perusal of the materials available in the case diary, this Court is of the considered opinion that the accused applicant should be granted pre-arrest bail.

Accordingly, it is directed that in the event of arrest of the accused applicant named above, he shall be released on pre-arrest bail on furnishing bail bond of Rs.30,000/- with a surety of like nature to the satisfaction of the Arresting Authority in connection with the aforementioned case subject to the following conditions:-

(i) the accused applicant shall appear before the Investigating Authority within 10 (ten) days from today;

(ii) the accused applicant shall cooperate with the investigation and make himself

available as and when called for;

(iii) the accused applicant shall not tamper or hamper with the investigation of the case, in whatsoever manner.

In view of the above, the anticipatory bail application stands disposed of.

JUDGE

Comparing Assistant