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

Case No. : Bail Appln./2885/2026

SMT BULBULI BORDOLOI
D/O - LATE SUVHA PATOR A PERMANENT RESIDENT OF UPARBOR, LALUNG GAON, P.O. - KATHIATOLI, P.S. KAMPUR, DISTRICT - NAGAON ASSAM, PIN - 782427, PRESENTLY RESIDING AT- C/O MUKTAR UDDIN, RATAN DEWAN ROAD, ULUBARI, P.O. - ULUBARI, P.S. - PALTANBAZAR, DIST KAMRUP (M), ASSAM, GUWAHATI 781007

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM.

2:MISS LAMBOINENG SINGSON
D/O - SEILUN SINGSON R/O DHANSIRIPAR
P.O. - DHANSIRIPAR
P.S. - DIPHU
DISTRICT - KARBI ANGLONG ASSAM PIN - 78247

Advocate for the Petitioner : MR. D P BORAH, MR. T BURAGOHAIN,MR B PAUL

Advocate for the Respondent : PP, ASSAM, MR. M AHMED, AMICUS CURIAE R2

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

11.11.2026

Heard Mr. D.P. Borah, learned counsel for the accused and Mr. K. K. Das, learned Additional Public Prosecutor for the State respondent. Also heard Mr. M. Ahmed, learned Amicus Curiae for the respondent No. 2.

2. This application is under Section 483 of the BNSS, 2023 is preferred by applicant, namely, **Bulbuli Bordoloi**, who has been languishing in jail hajot in connection with Paltanbazar P.S. Case No. 168/2026, dated 27.06.2026, registered under Section 3 of SC and ST (Prevention of Atrocities Act) 1989, read with Section 4 of the POCSO Act, read with Sections 3/4/5/6 of the Immoral Traffic Prevention Act, read with Section 127(2)/143(4)/144(1)/64(1)/96 of the BNS, 2023, for grant of bail.

3. It is to be noted here that above noted case has been registered on the basis of an FIR lodged by Ruisina Singson (actual name withheld), on 27.06.2026.

4. The essence of allegation in the FIR, dated 27.06.2026, is that on 25.06.2026, the informant-cum-victim was taken by her uncle namely Paneng, to Guwahati by train for a job. And on 25.06.2026, at about 4 AM, she arrived at Guwahati with her uncle Paneng. And at about 12 PM, two women came to Guwahati Railway Station and met her and her uncle Paneng. And then her uncle asked her to go with the two women, assuring that they would arrange a job for her. The women brought her to Ulubari, near the flyover and thereafter, took her inside a parlour, where three men came to the parlour and out of them; a young man took her into a room within the parlour and committed

sexual intercourse with her forcefully. Though she raised hue and cry, none of the two women come forward to rescue her. And after the incident, when she reported the matter to the two women who brought her there, they replied that if she wants to earn money, she has to do sexual intercourse. But somehow, she managed to escape from the parlour and reported the matter to police.

5. Mr. Borah, learned counsel for the accused submits that the accused was arrested on 30.06.2026, and since then, she has been languishing in jail hajot for last 130 days, and that the case has been charge-sheeted under Section 4 read with Section 17 of the POCSO Act, read with Sections 3/4/5/6 of the Immoral Traffic (Prevention) Act, read with Sections 127(2)/143(4)/144(1)/64(1)/96 of the BNS, 2023, and that now the case is pending for production and copy.

5.1 Mr. Borah also submits that the accused is the owner of a parlour and no way involved with the offense alleged in the FIR, and that on the relevant date, she was at her native place at Kothiatoli. He further submits that there is delay of 2 days in filing of the FIR, and that the accused has also one child to look after, who is going to appear in the HSLC examination. And in absence of the applicant, her child was kept in a child care home at Nagaon, where he also refused to stay and if the accused is not enlarged on bail, then the child will lose one academic year. He also submits that the accused will appear before the Court regularly and therefore he has contended to allow the application.

6. Per contra, Mr. Das, learned APP, has vehemently opposed the petition. Referring to the statement of the victim girl recorded under Sections 180 and 183 of the BNSS, 2023, Mr. Das submits that the victim girl has clearly implicated the accused with the offense. And from the CCTV footage, the victim has also been identified.

6.1 Mr. Das also submits that charge is yet to be framed and material witnesses are yet to be examined and under such circumstances, he has contended to dismiss the petition.

7. Mr. Ahmed, learned Amicus Curiae for the respondent No. 2 has also vehemently opposed the petition. He also submits that the victim girl has implicated the accused with the offense alleged in the FIR, and that offenses are serious in nature and therefore he has contended to dismiss the petition.

8. Having heard the submission of learned counsel for both the parties, this Court has carefully gone to the application and the documents placed on record, and also perused the scanned copy of the record received from the learned Court below.

9. From a perusal of the statement of the victim girl recorded under Sections 180 and 183 of the BNSS, 2023, and also the scanned copy of the record, this court finds that a prima facie case appears to be made out against the present accused.

10. Charge is yet to be framed and the material witnesses are yet to be examined and if the accused is enlarged on bail at this stage, the possibility of influencing the witnesses cannot be ruled out.

11. Though Mr. Borah, learned counsel for the accused submits that on the day of the incident, the accused was not present at Guwahati, as she was in her native place at Kothiatoli, yet, the said submission of Mr. Borah has left this court unimpressed, in view of the materials collected during the course of investigation.

12. The offenses are serious in nature and under the given facts and circumstances, this Court is of the view that this is not a fit case for the privilege

of bail can be granted to the accused. And accordingly, it is dismissed.

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

JUDGE

Comparing Assistant