GAHC010215682026

2026:GAU-AS:14823

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

Case No. : Bail Appln./3082/2026

MD REZA ALIAS MOHAMMED REZA ALIAS MD RAJA ALIAS RAJA DADA SON OF MD MOHIBBUL HOQUE PERMANENT RESIDENT OF VILLAGE MOHAMADA BAZPATTI POLICE STATION BAZPATTI DISTRICT SITAMARHI BIHAR PRESENTLY RESIDENT OF VILLAGE OPPOSITE PNB TOWN MASJID NORTH BONGAIGAON POLICE STATION AND DISTRICT BONGAIGAON ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR. M KHAN, MS J AKTAR

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

05.10.2026

1. Heard Mr. M. Khan, learned counsel appearing for the petitioner. Also heard Mr. R.J. Baruah, learned APP appearing for the State of Assam.

2. By this application the petitioner has prayed for bail in connection with

Bongaigaon P.S. Case No. 212/2026 registered under Sections 64(1)/62/351(2) and subsequently added Sections 238/249/61(2) of the BNS, 2023.

3. The FIR in connection with which the petitioner was arrested on 18.09.2026 was lodged by the victim herself stating *inter alia* that the petitioner being the proprietor of the clinic where she worked had attempted to sexually assault her in the doctor's chamber. It is further alleged that the petitioner had similarly attempted to sexually assault another friend of the victim. It is also alleged that the petitioner attempted to offer her money and threatened her in an effort to maintain their relationship.

4. The learned counsel appearing for the petitioner submits that the allegations narrated in the FIR are concocted story.

5. Mr. R.J. Baruah, learned APP referring to the order of rejection passed by the learned trial Court submits that the allegations against the petitioner are writ large indicating that the petitioner had allegedly attempted to sexually assault women who came to the clinic for work.

6. Upon consideration of the submissions made by the learned counsel for the parties, more so in view of the fact that the petitioner has been in custody for a considerable period, this Court is inclined to enlarge the petitioner on bail. Accordingly, the petitioner shall be released on bail on furnishing a bail bond of Rs. 20,000/- (Rupees twenty thousand) with one local surety of the like amount, to the satisfaction of the learned Chief Judicial Magistrate, Bongaigaon subject to the following conditions:

(i) The petitioner shall appear before the Investigating Officer as and when called for,

(ii) The petitioner shall not hamper and tamper with the evidence of the case, and/or influence the witnesses; and

(iii) The petitioner shall not leave his place of residence without the prior permission of the Investigating Officer.

7. Accordingly, this Bail Application stands disposed of.

JUDGE

Comparing Assistant