GAHC010217362026

2026:GAU-AS:14849

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

Case No. : Bail Appln./3040/2026

SRI VIKAS SINGLA AND ANR
S/O- SURINDRA SINGLA, R/O-F-2/15, SECTOR-11, ROHINI, 1ST FLOOR, RITHALA ROAD. P.S.- VIJAY VIHAR, DIST NORTH WEST DELHI, NEW DELHI.

2: SRI ASHWANI KUMAR
S/O- PREM CHAND
R/O- VIKAS VIHAR
KALKA. P.S.- KALKA
DIST PANCHKULA
HARYANA

VERSUS

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

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

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : 05.10.2026

Heard Mr. S. M. Abdullah P, the learned counsel for the petitioners and Mr. R. J. Baruah, the learned Addl. Public Prosecutor for the State of Assam.

2. By this application, the petitioners have prayed for bail in connection with Latasil, Police Station Case No. 42 of 2026, registered under Sections 49/61(2)(a)/152/317(3)/318(3) of BNS, 2023 with added Sections of 336(2)/336(3)/338/340(2) of BNS, 2023.

3. The FIR, in connection with which the petitioners were arrested on 18-09-2026, was lodged by the police personnel of Latasil Police Station stating *inter alia* that, on an information regarding movement of huge quantity of suspected gold, the police personnel from Latasil, Police Station made a GD entry and reached the place of occurrence and detained one person, namely Akshay Bansode. It is also stated that, during search of the said person, 29 big sized yellow coloured metal bars suspected to be gold, 50 small yellow coloured metal pieces along with other articles were found from him and the same were seized. The learned counsel for the petitioner submits that, the Petitioner No. 1, is the proprietor of, one Makali Goldsmith Assam and Petitioner No.2, is the proprietor of M/s Onam Sales Kolkata and that the gold which was not fake and genuine were transferred from the said Makali Goldsmith to Onam Sales in Kolkata through the person arrested namely Akshay Bonsode. He has also placed the order of the court while dealing with the bail application of the other accused person, i.e., Akshay Bonsode, wherein, it was written that, the gold were not fake and GST tax invoices were also placed with regard to the same. He as such

submits that there is no illegality committed by the petitioners.

4. On the other hand, Mr. R. J. Baruah, the learned APP on perusal of the Case Diary submits that, the gold was supposed to be smuggled out of the state and that, the petitioners appeared before the police station for custody of the said gold and other articles seized from said Akshay Bonsode. He also submits that the petitioners have given forged and manufactured documents while claiming the custody of the said articles.

5. Mr. R. J. Baruah, learned APP for the State, submits that the investigation is at a nascent stage and objects to the grant of bail to the petitioner at this stage.

6. Upon consideration of the submissions made by the learned c counsels, more so in view of the fact that, 5 (five) numbers of GST Tax Invoices were produced before the Investigating Officer with regard to the gold and also due to the fact that, the petitioners were inside the jail for a considerable length of time, which also shows that, they were interrogated and further interrogation may not be necessary, this court enlarges the petitioners on bail, on furnishing of bail bond of Rs. 20,000/- (Rupees Twenty Thousand) each with one local surety of the like amount to the satisfaction of the C.J.M, Kamrup (M), Assam under the following conditions :

(i) The petitioners shall positively appear before the I.O. as and when call for without fail and if on one day they do not appear before the Investigating Officer, the bail given to them will be amenable for cancellation.

(ii) The petitioners shall not hamper and tamper with the evidence

of the case, and/or influence the witness connected with the case; and

(iii) The petitioners shall not leave their residence without prior permission of the Investigating Officer.

7. The Bail Applications stands disposed of.

JUDGE

Comparing Assistant