GAHC010218972026

2026:GAU-AS:14924

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

Case No. : Bail Appln./3153/2026

SRI BHUBAN CH KHAKHLARI
S/O LATE HEMAKANTA KHAKHLARI, RESIDENT OF VILL. AIDOBARI
BAGISHA GAON, P.S. SONARI, DIST. CHARAIDEO, ASSAM PIN 785690

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. A A R KARIM, MR. A DEB,MD S A MONDAL,A ISLAM

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 06-10-2026

Heard Mr. A. A. R. Karim, learned counsel appearing for the accused applicant and Mr. K. K. Parasar, learned Additional Public Prosecutor for the State.

2. This is an application under Section 483 of the BNSS, 2023 praying for granting regular bail to the accused applicant, who was arrested on 19.09.2026,

in connection with Batadrava P.S. Case No. 123/2026 under Sections 299/196(1)(a)/196(1)(b)/352/353(2) of the BNS, corresponding to G.R. No. 2083/2026.

3. An FIR was lodged on 16.09.2026 by *Sri Amlan Jyoti Dev Goswami and Lachit Bordoloi*, President and General Secretary, respectively, of the *Sri Sri Batadrava Thana Management Committee, Batadrava (Alipukhuri), Nagaon, Assam*, alleging, *inter alia*, that the accused persons, including the accused applicant, had posted certain materials on Facebook containing derogatory and insulting statements against Mahapurush Srimanta Sankardeva. It is alleged that the said postings had the potential to create disturbance in the area and amongst the followers of Mahapurush Srimanta Sankardeva.

4. On the basis of the FIR, the police registered Batadrava P.S. Case No. 123/2026 under the aforementioned sections.

5. Mr. Karim, learned counsel for the accused applicant, submits that the accused applicant was arrested on 19.09.2026 and has been behind bars for the last 17 (seventeen) days. He submits that, in view of the length of his detention of 17 (seventeen) days, further custodial detention of the accused applicant in this case may not be required.

6. Taking into account the allegations and the fact that the accused applicant has already spent 17 (seventeen) days behind bars, in the considered opinion of this Court, the accused applicant should be granted bail.

7. Accordingly, it is directed that the accused applicant, *Sri Bhuban Chandra Khakhlari*, shall be released forthwith on bail on furnishing a bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with a surety of like amount to the satisfaction of the Chief Judicial Magistrate, Nagaon, subject to the following condition:

(i) That the accused applicant shall cooperate with the investigating authority and make himself available as and when called for.

8. In terms of the above directions, the instant bail application stands disposed of.

JUDGE

Comparing Assistant