GAHC010220002026

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

Case No. : AB/2514/2026

IMRAN ISLAM
S/O. MOFIKUL ISLAM, R/O. BANGALI GAON, P.O. BOGOLIJAN, P.S. NORTH LAKHIMPUR DISTRICT LAKHIMPUR, ASSAM. PIN CODE 787031

VERSUS

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

2:JOMILA KHATUN
S/O. KHAIRUL ALI
R/O. BOGOLIJAN
P.S. NORTH LAKHIMPUR
DISTRICT LAKHIMPUR
ASS

Advocate for the Petitioner : MR. B CHOWDHURY,

Advocate for the Respondent : PP, ASSAM, MR. M ALOM(R2),MS ASFIA AHMED(R2),MR AZIZUR RAHMAN(R2),MR. M K HUSSAIN(R2)

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

Date : **10.11. 2026**

Heard Mr. B. Choudhury, learned counsel for the petitioner and Mr. M.P. Goswami, learned Addl. Public Prosecutor, Assam for the State respondent. Also heard Mr. A. Rahman, learned counsel for the informant.

This is an application under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, the petitioner namely **Imran Islam** has prayed for pre-arrest bail, apprehending arrest in connection with **North Lakhimpur P.S. Case No. 218/2026** (Corresponding to G.R. Case No. 627/2026) under Section 87 of the BNS, 2023 added Sections 64(2)(m)/ 137(2) of BNS read with Section 6 of the POCSO Act.

The allegation against the petitioner is that the victim who is aged about 16 years old girl was kidnapped by the petitioner and subsequently taken to Dhakuakhana where they stayed for one night and during the said period they had physical relationship.

The learned counsel for the petitioner submits that it is the case of voluntary elopement and the petitioner is a 19 years old boy and the victim was also recovered on the very next day.

The scan copy of the TCR has been received and it has been perused. It appears from the statement of the victim that she was in love relationship with the petitioner and she eloped with the petitioner. There is no allegation of any forceful sexual intercourse.

The learned counsel for the informant has submitted that he has no objection to grant of pre-arrest bail to the petitioner.

Having regard to the above, it is provided that in the event of arrest, the petitioner named above shall be released on pre-arrest bail on furnishing a bond of Rs. 50,000/- (Rupees fifty thousand only) with a suitable surety of like amount to the satisfaction of the arresting authority in connection with the aforementioned case.

It is further provided that the petitioner shall appear before the I.O. as and when called for and cooperate with the investigation.

The bail application stands disposed of.

JUDGE

Comparing Assistant