GAHC010220592026

2026:GAU-AS:14826

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

Case No. : Bail Appln./3113/2026

RAM BAHADUR CHETRI ALIAS BHAI AND ANR
S/O KEDARNATH CHETRI, R/O 2 NO NAHARBARI, MAZBAT, PS MAZBAT, DIST UDALGURI, ASSAM

2: ASHIF KHAN ALIAS TUTU
SO LT ADAM KHAN
RO 1 NAHARBARI
MAZBAT
PS MAZBAT
DIST UDALGUR

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE LD PP, ASSAM

Advocate for the Petitioner : MR. A BHATTACHARYA, S J BASAK,MS. K MALAKAR,MR. A BHATTACHARJEE

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : 05.10.2026

Heard Mr. A. Bhattacharya, the learned counsel for the petitioners and Ms. A. Begum, the learned APP for the State of Assam, for the State.

2. By this application, the petitioners have prayed for bail in connection with Basistha PS Case No.314 of 2026, registered under Section 305(b), of BNS 2023.

3. The FIR in connection with which the petitioners were arrested on 26-08-2026, was lodged by the, by one Rakesh Sah stating *inter alia* that, he had kept his vehicle parked in front of the Durga Mandir for the last one month and that on 7-08-2026, at around 3.30 AM, he found his vehicle being stolen from the said place and the FIR was lodged.

4. The learned counsel for the petitioners submits that during investigation of the said case, the petitioners along with others were arrested only on suspicion and that, the grounds of arrest shows that all the accused persons including the petitioners were involved in interstate vehicle lifting and as such, they were arrested.

5. Ms. A. Begum, learned APP for the State, on the other hand submits that, the allegations made in the FIR, as well as in the forwarding report shows the organized crime committed by all the accused persons including the petitioners and as such, she submits for calling of the Case Diary.

6. Upon consideration of the submissions made by the learned counsels and more so in view of the fact that, no materials specific to the petitioners were stated in the forwarding report and also due to the fact that, the petitioners were inside the jail for the last 40 days, this court enlarges petitioners on bail on furnishing of a bail bond of Rs. 20,000/- (Rupees Twenty Thousand) each with one local surety each of the like amount to the satisfaction of the CJM Kamrup (M) under following conditions :

(i) The petitioners shall positively appear before the I.O. and the Trial Court as and when call for.

(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