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

Case No. : AB/2536/2026

GAUTAM GOGOI
SON OF TULAN GOGOI, RESIDENT OF VILLAGE LOTHOW PATHAR, P S LALUK, DISTRICT LAKHIMPUR, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. G K MEDHI, MS. D BORAH

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN
ORDER

04.11.2026

Heard Mr. G.K. Medhi, learned counsel for the applicant and Mr. D.P. Goswami, learned Additional Public Prosecutor for the State respondent.

2. Apprehending arrest in connection with Laluk P.S. Case No. 212/2026, under Sections 317(2)/303(2)/3(5) of the BNS, read with Sections 11(1)(a)/(d)/(e)/(f) of the Prevention of Cruelty to Animals Act and Section 13(1) of the Assam Cattle Preservation Act, this application, under Section 482 of the BNSS, is preferred by applicant, namely, Gautam Gogoi, for grant of pre-arrest bail.

3. It is to be noted here that the aforementioned case has been registered on the basis of an FIR lodged by SI(P) Anupam Chetia of Harmoti Outpost, on 25.09.2026.

3.1. The essence of allegation in the aforesaid FIR, dated 25.09.2026, is that acting on tip off on 25.09.2026, at about 06:00 am, a naka checking was conducted at NH15, near Harmoti Bazar and during checking, one Bolero Pickup, bearing registration No. AS-07-BC-8742, was intercepted, which was carrying seven numbers of male and seven numbers of female cattle without proper food, water or safety measures, and the driver of the vehicle, namely, Ankur Ali was apprehended.

4. Mr. Medhi, learned counsel for the applicant, submits that this Court was pleased to grant interim protection to the applicant, vide order dated 12.10.2026 and pursuant to the said order, the applicant has appeared before the IO and he has been cooperating with the investigating agency and therefore, it is contended to make the interim order dated 12.10.2026, absolute in the same terms and conditions.

5. Per-contra, Mr. Goswami, learned Additional Public Prosecutor, submits that he has not received the case diary. But, as per his instruction, the IO after completion of investigation had submitted charge-sheet, being Charge-Sheet No. 211/2026, dated 29.10.2026.

6. Accordingly, taking note of the submissions of learned Advocates of both sides and considering the fact that the applicant has been cooperating with the investigating agency and further, considering the fact that the investigation has been completed and charge-sheet has been submitted, being Charge-Sheet No. 211/2026, dated 29.10.2026, this Court is of the view that custodial

interrogation of the applicant seems to be unwarranted here in this case. And therefore, this Court is inclined to make the interim order dated **12.10.2026, absolute** in the same terms and condition.

7. In terms of above this AB stands disposed of.

JUDGE

Comparing Assistant