GAHC010225872026

2026:GAU-AS:16531

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

Case No. : AB/2620/2026

SYED SIDDADUR RAHMAN AND 6 ORS.
SON OF LATE SAYEDUR ALI

2: SYED RUBUL ALI
SON OF LATE SAYEDUR ALI

3: SYED ANISHAR RAHMAN
SON OF LATE SAYEDUR ALI

4: SYED NAZRUL HAQUE

SON OF LATE SAYEDUR ALI

5: SYED AJAMUL HAQUE
SON OF LATE SAYEDUR ALI

6: SYED ATIQUR RAHMAN
SON OF LATE SAYEDUR ALI

7: SYED ABDULLA AMIN
SON OF LATE SAYEDUR ALI
ALL ARE RESIDENT OF VILLAGE- LARMA
GAURHATI P.O. DHUHI P.S. KOY
DISTRICT- KAMRUP
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM.

Advocate for the Petitioner : MR D GOSWAMI, MR S AFRIDI,A SARMA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 11.11.2026

Heard Mr. S. Afridi, learned counsel for the accused applicants. Also heard Mr. B. Sarma, learned Additional Public Prosecutor appearing for the State.

2. By this application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the accused applicants, namely, **1. Syed Siddadur Rahman 2. Syed Rubul Ali 3. Syed Anishar Rahman, 4. Syed Nazrul Haque, 5. Syed Ajamul Haque, 6. Syed Atiqur Rahman and 7. Syed Abdulla Amin**, have prayed for grant of pre-arrest bail in connection with Kaya P.S. Case No.12/2026 under Sections 318/336/338/340/61(2)/335 BNSS, 2023.

3. The gist of the case is that the FIR was lodged by one Syeda Benzir Begum on 12.09.2026 before the Officer-In-Charge of Koya Police Station alleging *inter alia* that the accused applicant in conspiracy, forged certain documents to show that they are the legal inheritors of her forefather, namely, late Habibur Rahman.

4. On receipt of the FIR, the police registered the Kaya P.S. Case No.12/2026 under the aforementioned sections.

5. Mr. B. Sarma, learned Additional Public Prosecutor appearing for the State, on the other hand, opposes the prayer for bail.

6. Case Diary in the in the instant case has been received and the same is

perused.

7. This Court has considered the submissions made by the learned counsel for the parties and has gone through the materials available in the CD.

8. It is seen that the offence was allegedly committed sometime in 2010 and the fact of the alleged offence has come to the knowledge of the informant way back in 2025 and the FIR is seen to be lodged only on 03.07.2026.

9. This Court has also taken into account of the fact that the case diary does not contain the original mutation file in the instant case as the same is reportedly missing, as reported by the concerned officer.

10. Taking into account the aforesaid facts, this Court is of the considered opinion that the accused/applicants should be given the privilege of pre-arrest bail at this stage. Accordingly, it is directed that in the event of arrest of the accused/applicants by the investigating authority, they shall be released on pre-arrest bail on furnishing of bail bond of Rs.20,000/- (Rupees twenty thousand) only each with one surety of like amount to the satisfaction of the Arresting Authority subject to the following conditions:-

1. That the accused/applicants shall appear before the Investigating Officer within a period of 10(ten) days from today and such other dates as required; and co-operate with the investigation as and when required;

2. That the accused/applicants shall not hamper or tamper with the investigation in any

manner; and

3. That the accused/applicants shall not, directly or indirectly, make any inducement, threat or promise to any person/witness acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer in connection to this Police Station Case.

11. In terms of the aforesaid directions, the instant Anticipatory Bail Applications stands disposed of as allowed.

JUDGE

Comparing Assistant