GAHC010225932026

2026:GAU-AS:16903

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

Case No. : Bail Appln./3284/2026

GOBIN HAZARIKA
SON OF LATE SUREN HAZARIKA RESIDENT OF NARAYANPUR
BHOLABORI PS NARAYANPUR PO DIKRING DISTRICT LAKHIMPUR
ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PP, ASSAM

2:KHAGEN TERON
SON OF LATE SARTHE TERON RESIDENT OF INDRAPUR KEREKJULI PS
BIHPURIA DISTRICT LAKHIMPUR ASSA

Advocate for the Petitioner : MS. S G BARUAH, MS C SAIKIA,MR. B BORGOHAIN,MR B SAIKIA,MR. S NEOG

Advocate for the Respondent : PP, ASSAM, MR. N MAHAJAN, AMICUS CURIAE, R2

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

17.11.2026

Heard Ms. S. G. Baruah, learned counsel appearing for the accused petitioner. Also heard Mr. D. P. Goswami, learned Addl. P.P., Assam appearing for the State respondent and Mr. N. Mahajan, learned Amicus Curiae

appearing for respondent No.2.

2. This petition under Section 483 of the BNSS, 2023 has been filed by the accused-petitioner, namely, **Gobin Hazarika** praying for grant of bail in connection with **Special (POCSO) Case No.84/2026** under Sections **332(c)/74/75(2) of the BNS Act R/W Section 10 of POCSO Act pending before the court of learned Special Judge (POCSO), Lakhimpur.**

3. The matter arose out of Bihpuria PS case No. 97 of 2026 which was registered based on an FIR lodged by the father of the alleged victim girl alleging that on 12/6/2026 the petitioner, who had taught the informant's daughter entered into their house and sexually abused and assaulted his 17 year-old daughter.

4. The investigation resulted in a charge sheet and presently the aforementioned special case is at the stage of trial during which the informant and victim are stated to have been examined.

5. The learned counsel submits a certified copy of the deposition before this Court. I also find that nine witnesses are listed in the charge sheet. I have also perused the testimony of the informant and the victim girl both of whom have turned hostile.

6. The learned Amicus appearing for the informant submits that he has also perused the said depositions.

7. In the given facts and circumstances, I am of the considered view that while trial has to be taken to the logical conclusion; the petitioner however can be granted bail at this stage, also keeping in mind the fact that he is in custody since 13/6/2026.

8. Accordingly, it is provided that the accused petitioner, named above shall be released on bail of **Rs.50,000/-** with one suitable surety of like amount to the satisfaction of learned concerned court subject to the following conditions that the petitioner:

(a) shall co-operate the remaining trial.

(b) shall not hamper or tamper with witnesses or try to influence any witnesses.

(c) shall not in any manner intimidate or harm or harass the victim girl.

9. Violation of the bail conditions will entail cancellation of bail.

10. Accordingly, this bail application stands **allowed** and **disposed of**.

JUDGE

Comparing Assistant