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

Case No. : Bail Appln./3267/2026

MD RAKIBUL ISLAM ALIAS MAFIJU ISLAM
SON OF DILOWAR HUSSAIN ALIAS . DILWARA HUSSAIN VILL
KATAHBARI, NIZARAPAR, PS GORCHUK, DIST KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP ASSAM

Advocate for the Petitioner : MR. A ALI, S AHMED

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

06.11.2026

Heard Mr. A. Ali, learned counsel for the accused and Mr. R. J. Baruah, learned Additional Public Prosecutor for the State respondent.

2. This application, under Section 483 of the BNSS, 2023, is preferred by the accused, namely, **Md. Rakibul Islam @ Mafiju Islam**, who has been

languishing in jail hajot since 15.08.2026, in connection with Gorchuk P.S. Case No. 208/2026, registered under Section 80(2) of the BNS, 2023, for grant of bail.

3. It is to be noted here that the aforementioned case has been registered on the basis of one FIR lodged by one Fatema Begum, on 15.08.2026.

4. The essence of allegation, in the FIR dated 15.08.2026, is that her daughter, namely, Narzuma Begum, who married with one Md. Rakibul Islam @ Mafiju Islam, in January, 2026, was subjected to both physical and mental harassment, in connection with the demand of dowry and her daughter informed her about the said demand, on several occasions. And on 15.08.2026, at about 3 PM, her son-in-law, the present accused, informed her over telephone that her daughter has committed suicide by hanging in his residence, at Katahbari, Nizarapar.

5. Mr. Ali, learned counsel for the accused submits that the accused was arrested on 15.08.2026, and since then, he has been languishing in jail hajot for the last 84 days, and that he is no-way involved with the offence alleged in the FIR and the victim has committed suicide. He also submits that he is ready to face trial and he will cooperate with the investigating agency and under such circumstances, he has contended to allow this application.

6. Per contra, Mr. Baruah, learned APP for the State respondent, has opposed the petition. By producing the case diary, he submits that the I.O. has collected sufficient incriminating materials against the accused and investigation is also going on and under such circumstances, he has contended to dismiss the

application.

7. Having heard the submissions of the learned counsel for both the parties, this Court has carefully gone through the application and the documents placed on record and also gone through the case diary with the assistance of the learned APP.

8. Case diary reveals that the I.O. has collected sufficient incriminating materials against he accused.

9. The PM report indicates that abrasion of size 0.5cm x 0.5cm, covered with reddish scab, is present over left cheek, 2.5cm left to angle of mouth and 2.5cm above chin; and one abrasion of size 0.5cm x 0.5cm, covered with reddish scab, is present 1cm below previous injury and 0.5cm left to it.

10. In view of the aforementioned facts and circumstances and also considering the nature and gravity of the offences and the materials collected so far in the case diary, this Court is of the view that this is not a fit case where the privilege of bail can be granted. And accordingly, this Court is inclined to dismiss this application.

11. In terms of the above, this bail application stands disposed of.

12. Case diary be returned.

JUDGE

Comparing Assistant