GAHC010228742026

2026:GAU-AS:15449

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

Case No. : AB/2630/2026

MONUJ DAO AND ANR
S/O NIRMAL DAO, R/O JAMJING, PS DHEMAJI, DIST DHEMAJI, ASSAM, PIN 787061

2: JABBAR ALI
S/O SA ALIM ALI
R/O GELUA GAON
PS DHEMAJI
DIST DHEMAJI
ASSAM
PIN 78611

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR D MEDHI, A KASHYAP,MR P SONOWAL

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 13-10-2026

1. Heard Mr. D. Medhi, the learned counsel appearing for the accused-applicants. Also heard Ms. A. Begum, the learned Addl. P.P., Assam appearing

for the State respondent.

2. This is an application under Section 482 of BNSS, 2023 praying for granting pre-arrest bail to the accused-applicants, namely **1) Monuj Dao** and **2) Jabbar Ali** in connection with **Simen Chapori P.S. Case No.25/2026** registered under Section **303(2)** of the BNS, 2023 read with Section **13(1)** of the Assam Cattle Preservation Act, 2021 read with Sections **11(1)(a)/11(1)(d)/11(1)(e)** of the Prevention of Cruelty to Animals Act, 1960.

3. As per the FIR dated 15.08.2026, on 15.08.2026 at about 12:20 p.m., the police received an information about transportation of cattle and conducted a naka checking at NH-515 in front of Simen Chapori Police Station. During the checking they intercepted a Mahindra Bolero Pickup vehicle bearing Registration No.AS-07-BC-8190. On being checked, 8 bullocks were found being transported in the vehicle. On questioning the driver and handyman of the vehicle, they could not produce any document. However, they stated that the bullocks were being transported from Arunachal Pradesh to Simen Chapori.

4. On the basis of the FIR, police registered Simen Chapori P.S. Case No.25/2026 under the aforementioned sections.

5. The learned counsel appearing for the accused-applicants submits that the accused-applicants are seller and purchaser respectively and both stay in the same district. He submits that the required receipts in purchase of the bullocks are there with the purchaser and the same are annexed with the instant anticipatory bail application. He submits that the accused-applicants are

willing to cooperate with the investigation and therefore, they should be granted pre-arrest bail at this stage.

6. On the other hand, Ms. A. Begum, the learned Addl. P.P submits that the case diary in the instant case should be perused before granting any anticipatory bail.

7. Taking into account the entire facts of the case and as the bullocks have been recovered and purchase receipts have been annexed in the instant anticipatory bail application, this Court is of the considered opinion that the accused-applicants should be granted pre-arrest bail.

8. Accordingly, it is directed that in the event of arrest of the accused-applicants by the Investigating Officer in connection with Simen Chapori P.S. Case No.25/2026, they shall be released on pre-arrest bail on furnishing a bail bond of Rs.50,000/- (Rupees Fifty Thousand) each with one surety of like nature to the satisfaction of the arresting authority, subject to the following conditions: -

(i) That the accused-applicants shall appear before the Investigating Officer within a period of 10(ten) days;

(ii) That the accused-applicants shall cooperate with the investigation and make themselves available as and when called for by the Investigating Authority; and

(iii) That the accused-applicants shall not hamper or tamper with the investigation in any manner.

9. In terms of the aforesaid directions, the anticipatory bail application is disposed of.

JUDGE

Comparing Assistant