GAHC010228882026

2026:GAU-AS:16030

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

Case No. : Bail Appln./3298/2026

NAZRUL DEWAN
SON OF AZIZ DEWAN, RESIDENT OF DEHAJAN, DEMOW, P.O.- DEMOW,
DIST- SIVASAGAR, ASSAM, PIN-785662

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR. M DUTTA, D KHERKATARY

Advocate for the Respondent : PP, ASSAM,

BEFORE

HONOURABLE MR. JUSTICE PRANJAL DAS

O R D E R

02.11.2026

Heard Mr. M. Dutta, learned counsel for the petitioner and Mr. M.P. Goswami, learned Additional P.P. for the State respondents.

2. Invoking section 483 BNSS, the petitioner is seeking regular bail in connection with Demow P.S. Case No. 88/2026, (PRC 198/2026) under Sections

318(3)/ 319(2)/308(2)/351(2)/ 317(4)/61(b)/111(7)/3(5) BNS, 2023.

3. The case arises out of a complaint against the petitioner about unlawful money lending and taking of vehicles and cheque books as security and also cheating and extortion.

4. The scanned TCR is received, from which, it is revealed that investigation has been completed in the case, resulting in a charge-sheet dated 28.09.2026, in which 19(nineteen) witnesses are listed as prosecution as PWs.

5. It is submitted that charge has not yet been framed but the case has reached the stage of consideration of charge and commencement of trial, in the event of charges being framed.

6. It is also submitted that the petitioner is suffering from multiple ailments, which is also reflected in the order of the learned Sessions Judge, Sivasagar, rejecting the prayer for bail of the petitioner.

7. The learned Addl. P.P. submits that prosecution with evidence should be allowed to proceed, and perhaps bail should be rejected in this case.

8. I have perused the statements of two of the witnesses available in the scanned TCR, wherein, they have stated that the petitioner pressurized then to pay the interest amount and only then he would return the material object (two-wheeler, from mobile phone, etc.), kept as security, to the borrower.

9. In the given facts and circumstances, and also keeping in mind the stage of the case, I am inclined to allow the bail. Accordingly, the petitioner is allowed to go on bail of Rs. 50,000/- with one surety of the like amount to the satisfaction of the learned Sessions Judge, Sivasagar, and subject to the following conditions:

1. He shall cooperate with the trial, if commences.
2. He shall not tamper or hamper with evidence and shall not try to influence witnesses.
3. He shall not commit any illegal acts.

10. Violation of the bail conditions will lead to cancellation of the bail.

11. This bail application stands allowed and disposed of.

12. Send back the case diary.

JUDGE

Comparing Assistant