GAHC010232922026

2026:GAU-AS:16358

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

Case No. : Bail Appln./3383/2026

ABDUL JALIL
S/O- LATE ABDUL AZIZ, RESIDENT OF BANIARAPARA, MOUZA-GHILAZARI, P.S. AND DISTRICT- BARPETA, ASSAM

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM,

Advocate for the Petitioner : MR. N HAQUE, MR M HUSSAIN,MR. S R BARBHUIYA,MR. A K AZAD

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : 06.11.2026

Heard Mr. N. Haque, learned counsel for the petitioner. Also heard Mr. K.K. Das, learned Additional Public Prosecutor for the State.

2. This application has been filed under section 483 of the Bharatiya

Nagarik Suraskha Sanhita, 2023, whereby the accused petitioner namely, **Abdul Jalil,** has prayed for bail in connection with Sessions Case No. 40/2021 (arising out of Barpeta P.S. Case No. 1676/2012) u/s 448/376(2)(g)/506/34 of IPC.

3. The petitioner was arrested on 11.09.2026.

4. It has been submitted by the learned counsel for the petitioner that the case is at the stage of trial where 9(nine) witnesses have already been examined out of listed 10(ten) witnesses. It is also submitted that due to non-appearance of the present petitioner, warrant of arrest has been issued against him subsequently; he surrendered before the learned trial court whereupon he was remanded to custody after his bail application was rejected. It is submitted by the learned counsel that the case has been pending since 2023 for examination of the I/O,in this regard, draws attention to order dated 16/11/2023 annexed, in which evidence of IO was fixed on 15/12/2023. It is submitted on behalf of the petitioner that he will not abscond and shall participate in the remaining trial.

5. As for office note, the IO's deposition is not yet received.

6. In given the facts and circumstances and the stage of the case and also taking into account the undertaking on behalf of the petitioner that he would cooperate with the trial – I am of the considered view that he can be granted bail at this stage.

7. Accordingly, it is directed that, the accused-petitioner, named above, shall be released on bail in connection with Sessions Case No. 40/2021 (arising out of Barpeta P.S. Case No. 1676/2012) u/s 448/376(2)(g)/506/34

of IPC, on furnishing bail bond of **Rs.50,000/-** with one suitable surety of the like amount to the satisfaction of learned Additional Sessions Judge, Barpeta.

8. The direction for bail is further subject to the following conditions:

(a) That the petitioner shall not abscond;
(b) That the petitioner shall be available for trial; and
(c) That the petitioner shall not hamper or tamper with evidence.

9. Violation or breach of any condition(s) shall entail cancellation of bail.

10. The bail application stands **allowed** and disposed of.

JUDGE

Comparing Assistant