GAHC010233222026

2026:GAU-AS:16532

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

Case No. : AB/2658/2026

BIKARM RAM AND 6 ORS.
SON OF LATE DUDHNATH RAM RESIDENT OF VILLAGE CHERAPATHAR NO 2 PS KHERONI DISTRICT WEST KARBI ANGLONG ASSAM

2: BABURAM CHAUHAN
SON OF LATE RAMDHARI CHAUHAN RESIDENT OF VILLAGE CHERAPATHAR NO 2 PS KHERONI DISTRICT WEST KARBI ANGLONG ASSAM

3: RAJU CHAUHAN
SON OF LATE CHHOTELAL CHAUHAN RESIDENT OF VILLAGE RAMTHEPI NO 2 PS KHERONI DISTRICT WEST KARBI ANGLONG ASSAM

4: DHANIRAM CHAUHAN
SON OF RAMDAHIM CHAUHAN RESIDENT OF VILLAGE CHERAPATHAR NO 2 PS KHERONI DISTRICT WEST KARBI ANGLONG ASSAM

5: SATMI CHAUHAN
SON OF RAMDHAHIM CHAUHAN
RESIDENT OF VILL- CHERAPATHAR NO. 2
P.S. KHERONI
DIST. WEST KARBI ANGLONG
ASSAM

6: DEEPAK CHAUHAN
SON OF SIVJI CHAUHAN
RESIDENT OF VILL- CHERAPATHAR
NO. 2
P.S. KHERONI
DIST. WEST KARBI ANGLONG
ASSAM.

7: UTIL CHAND CHAUHAN
SON OF LATE RAM DHAR CHUHAN

RESIDENT OF VILL- CHERAPATHAR
NO. 2
P.S. KHERONI
DIST. WEST BENGAL
ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. R BORA, MS R MEDHI

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 11.11.2026

Heard Mr. R. Bora, learned counsel appearing on behalf of the accused-applicants. Also heard Mr. B. Sarma, learned Addl. PP, representing the State respondent.

2. This is an application, under Section 482 of BNSS, 2023, seeking pre-arrest bail by the accused-applicants in connection with Kheroni P.S. Case No. 40/2026, registered under Sections 127(1)/126(2)/221/132/324(3)/121/109(1)/3(5) of the BNS, 2023, read with Section 3(1) of the Prevention of Damage to Public Property Act, 1984.

3. An FIR was lodged on 06.10.2026, before the Office In-charge, Kheroni PS, inter alia, alleging that on 06.10.2026, at about 1:05 AM, one Hari Shankar Chauhan made a phone call to the Officer In-charge of Jengkha Police Petrol Post and

informed that the villagers of Cherapathar No. 2, confined one Sujit Chauhan. On receipt of the information, the police personnel proceeded to the place of occurrence. On reaching the place of occurrence, the confined person was recovered and while the person was about to be taken to the police station, the FIR named accused persons along with many others, restricted the movement of the police vehicle and demanded that Sujit Chauhan should marry one Sunita Devi. The accused persons and others prevented the police vehicle from moving forward and had cut the front tyre into pieces and had broken the front glass of the vehicle and also damaged the vehicle and injured the police personnel present there, including the In-charge along with the other staff.

4. On receipt of the FIR, the police registered Kheroni P.S. Case No. 40/2026, under the aforementioned sections.

5. The learned counsel for the accused-applicants submits that all the accused-applicants are not involved in the case of damaging any public property. He further submits that the police personnel received simple injuries and whole of the accused persons are not involved in the incident and some persons may have done the mischief but, for that all the accused persons should not be blamed or penalized. In view of the aforesaid, the learned counsel appearing for the accused-applicants submits that they should be granted pre-arrest bail.

6. Case Diary in the instant case has been received and the same is perused.

7. The learned Addl. PP, on the other hand, opposes the prayer of bail of the accused-applicants.

8. Taking into account that prima facie incriminating materials are found in the Case Diary involving the accused-applicants in the alleged offence as narrated in the FIR, this court is not inclined to grant any relief to the accused-applicants at this

stage.

9. Accordingly, the instant AB application is disposed of.

JUDGE

Miriam Degu
(SPA)