GAHC010234602026

2026:GAU-AS:16882

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

Case No. : Bail Appln./3376/2026

DHRUBAJYOTI BORAH
S/O SHRI LILA BORAH, R/O VILL. NO 1 KHUMATAI BISHNUPUR, P.O.A ND P.S.MORANHAT, DIST. CHARAIDEO, ASSAM, PIN 786613

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY PP, ASSAM.

Advocate for the Petitioner : MR G CHAMUAH, MR. D GOGOI

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 17.11.2026

Heard Mr. G. Chamuah, learned counsel for the accused applicant. Also heard Mr. M.P. Goswami, learned Additional Public Prosecutor appearing for the State.

2. This is an application under Section 483 of the BNSS, 2023 praying for grant of regular bail to the accused applicant namely, Dhrubajyoti Borah, in connection with Khowang P.S. Case No. 15/2026 under Sections 61(2)/147/148/308(2) of the BNS,

2023 read with Sections 10/13 of the Unlawful Activities (Prevention) Act, 1967.

3. The brief fact of the case is that a case has been registered on the basis of an FIR lodged by one Susanta Pratim Baruah, SI of Police before the Officer-in-Charge of Khowang Police Station on 07-06-2026. It is alleged that one Lambit Gogoi has been missing and an enquiry was initiated; that during the course of the enquiry, the Call Detail Records (CDR) of the missing person, bearing mobile number 6002009901 were obtained and analysed. It is alleged that another person, namely, Probin Sonowal of Tinthengia, Khowang reported at the Police Station that he had received extortion calls, allegedly from the ULFA(I) using mobile number 9612068032. The CDR of the said mobile number was also analysed and after analysis it has been found that the IMEI number of the mobile handset belonging to the missing person has been used with the mobile number 9612068032. After further examination it was ascertained that the mobile handset of the missing person Lambit Gogoi was being used by the accused Partha Pratim Boruah. During interrogation, the accused admitted that he is in close contact with Abhilekh Borah @Anurag Axom of ULFA(I) and under his supervision and instruction, Lambit Gogoi was recruited and facilitated to a ULFA(I) camp. It was further revealed that the accused along with others used the mobile phone of Lambit Gogoi to make extortion calls in the name of ULFA(I). The accused person also facilitated the WhatsApp login in the number 9612068032 to enable extortion calls to be made by Abhilekh Borah @ Anurag Axom.

4. The learned counsel for the accused applicant submits that the accused applicant has been behind bars about 55 days and that the co-accused, including the prime accused in the instant case, have already been granted bail by the Coordinate Bench of this Court upon perusal of the case diary.

5. He further submits that a substantial period has elapsed since the arrest of the accused applicant and that, as the accused applicant has not been named in the FIR, he should be granted bail.

6. The case diary in the instant case has not been received.

7. The learned Additional Public Prosecutor submits that there are sufficient incriminating materials in the instant case, as could be gathered from the forwarding report itself, and, therefore, opposes the prayer for bail.

8. This Court has taken into account the fact that the main accused, as well as the other co-accused persons who have been named in the FIR, have already been granted bail. This Court has also taken into consideration the period of detention undergone by the accused applicant in the instant case.

9. Upon consideration of the aforesaid facts and circumstances and having regard to the nature of the offence alleged in the FIR, wherein the accused applicant has not been named, this Court is of the considered opinion that the accused applicant shall be released on bail on furnishing bail bond of Rs.50,000/- with a surety of like nature to the satisfaction of learned CJM, Dibrugarh subject to the condition that the accused applicant shall cooperate with the investigation and make himself available as and when called for.

10. In terms of the above, the bail application stands disposed of.

JUDGE

Comparing Assistant