GAHC010241182026

2026:GAU-AS:16681

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

Case No. : Bail Appln./3484/2026

ARFANUL HAQUE
S/O- RAFIQUL ISIAM R/O- ULUBARI VILLAGE, HOSPITAL ROAD, NEAR WATER SUPPLY P.S- DALGAON, DIST- DARRANG, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR M AHMED, MR. M I B MALIK,MS. J CHOUDARY,N. CHOUDHURY,A. K. KANU,MR A. ALI

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 12.11.2026

Heard Mr. M. Ahmed, learned counsel for the accused applicant. Also heard Mr. B. Sarma, learned Additional Public Prosecutor appearing for the State.

2. This is an application filed under Section 483 of Bharatiya Nagarik Suraksha

Sanhita, (BNSS) 2023 praying for grant of bail to the accused applicant namely, Arfanul Haque in connection with Rangapara P.S. Case No.66/2026, registered under Sections 61(2)(a)/303(2)/318(4)/336(3)/338/340(2) of BNS, 2023, read with Sections 66/66(c)/66(D) of I.T. Act, 2000.

3. An FIR was lodged on 06.09.2026 by one Prakash Chetry alleging that an amount of Rs.2800/- was withdrawn from his mother's account on 16th May, 2026 and subsequently on 19th August, 2026 another amount of Rs.3800/- has been withdrawn by some unknown person.

4. On receipt of the FIR, police registered Rangapara P.S. Case No.66/2026 under the aforementioned sections.

5. During investigation, the police arrested the accused applicant on the ground that his name has been disclosed as one of the partners by one person namely, Arsad operating a Jana Seva Kendra in Uttar Pradesh.

6. During the investigation, it is revealed that a huge gang is operating involving many persons, who share the biometrics of the innocent customers who provides those details to the Jana Seva Kendra or CSP. After his arrest, the accused applicant is behind bars for 26 days.

7. The learned counsel for the accused applicant submits that taking into account the fact that his police custody was sought for only five days and since then, he is in judicial custody and no further custodial interrogation is taken place, further custodial detention of the accused applicant may not be required in the instant case and therefore, he should be granted bail.

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

8. Mr. B. Sarma, learned Additional Public Prosecutor opposes the prayer for bail stating a huge gang is involved in the instant case and police has arrested several

persons and is still investigating the matter.

9. Taking into account the entire facts and circumstance of the case as well as the materials available in the case diary, this Court is not inclined to grant bail at this stage.

Bail application stands rejected and dismissed.

JUDGE

Comparing Assistant