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

Case No. : AB/2814/2026

ROFIK UDDIN
S/O. MOHAR UDDIN, R/O. BALIJAN, P.S. NORTH LAKHIMPUR, DISTRICT LAKHIMPUR, ASSA. PIN CODE 78703

VERSUS

THE STATE OF ASSAM
REPRESENTED BY PUBLIC PROSECUTOR, ASSAM.

Advocate for the Petitioner : MR. B CHOWDHURY,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : 10.11.2026

Heard Mr. B. Chowdhury, learned Counsel for the petitioner and Mr. DP Goswami, learned Additional Public Prosecutor for the State.

2. By this application, the petitioner has prayed for pre arrest bail in connection with Laluk P.S. Case No. 227/2026 registered under Sections 103(1)/143(2)/146/3(5) of BNS, 2023. The FIR in connection with which the

petitioner is apprehending arrest was lodged by the wife of the deceased stating inter alia that the accused person named in the FIR took her husband for work to the State of Arunachal Pradesh and that the said persons had not allowed the husband of the informant to go home and that the kidnappers informed her that her husband is keeping well. She further stated that her husband called her and informed her that he is in trouble and that she had sent some money to him. It was further stated that when her daughter and some villagers went to the said place in search of her husband, her husband was found dead inside the vehicle.

3. The learned Counsel for the petitioner submits that the petitioner's name did not figure in the FIR, neither he was involved in the offence but the police had called the petitioner over telephone and has informed him to appear before the Police Station in connection with the said offence and as such he submits that the petitioner apprehends arrest.

4. On the other hand, Mr. DP Goswami, learned Additional Public Prosecutor for the State submits that there is no apprehension on the part of the petitioner for his arrest and he further submits that the Case Diary be looked into.

5. Upon consideration of the submissions made by the learned Counsel for the parties, more so, in view of the fact that no allegation is made against the petitioner in the FIR, neither any statement was made by the police about his involvement while calling him, this Court deems it fit to enlarge the petitioner on pre arrest bail on furnishing of bail bond of Rs. 20,000/- with one local surety of the like amount to the satisfaction of Arresting Authority under the following conditions:

i) the petitioner will appear before the Investigating Officer within 15 days from the date of the order and will appear before the Investigating Officer as

and when called for.

ii) the petitioner will not hamper, tamper with the evidence, neither influence the witnesses connected with the case.

iii) the petitioner will not leave the place of jurisdiction without the permission of the Arresting Authority.

6. Petition is disposed of.

JUDGE

Comparing Assistant