GAHC010246242026

2026:GAU-AS:16343

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

Case No. : AB/2807/2026

SWAPNANEEL DOWARAH AND ANR
S/O NRIPEN DOWARAH, R/O CHAULKORA NO 1, P.O. SIVSAGAR, P.S. SIVSAGAR, DIST. SIVSAGAR, ASSAM, PIN 785667

2: MANASHJYOTI HAZARIKA
S/O PUSPA HAZARIKA
R/O TAXI MOTHADANG CHAULKORA NO 1 SIVASAGAR
P.O. AND P.S. SIVASAGAR
DIST. SIVASAGAR
ASSAM
PIN 78566

VERSUS

THE STATE OF ASSAM
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 : 06.11.2026

Heard Mr. D. Gogoi, learned counsel appearing on behalf of the accused-

applicants. Also heard Mr. M.P. Goswami, 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 Gaurisagar P.S. Case No. 29/2026, registered under Sections 126(2)/309(4)/127(2)/3(5) of BNS, 2023.

3. The allegations as alleged in the FIR is to the effect that on 13.09.2026 at around 11.00 PM, the informant dispatched a Bolero Pick-up vehicle, bearing Registration No. AS-05-C-7289 loaded with 16 quintals of live broiler chicken from Golaghat to Dibrugarh. It is alleged that few miscreants wearing khaki uniform intercepted the vehicle carrying broiler chicken and thereafter, the driver of the vehicle and two assistants were tied up and they were forcefully put in another vehicle. It is alleged that later on, the driver of the vehicle and the two assistants were dropped at Moran. It is also alleged that subsequently, they recovered the empty vehicle as well as the driver and the two assistants.

4. Learned counsel appearing for the accused-applicants submits that the accused-applicants are friends of the driver and only on suspicion, police is visiting there place and he submits that they are no way linked to the said case and therefore, they should be released on pre-arrest bail.

5. The learned Addl. PP, on the other hand, prays for calling for the Case Diary.

6. On consideration of the fact that the vehicle as well as the Broiler Chicken inside the vehicle was already found, this court is of the considered opinion that the accused-applicants should be granted pre-arrest bail. Accordingly, it is directed that in the event of arrest of the accused-applicants by the investigating authority in connection with the instant case, they shall be released on pre-arrest bail on furnishing a bail bond of Rs. 20,000/- (Rupees Thenty Thousand) each with a

surety of like amount to the satisfaction of the arresting authority, subject to the following conditions: -

(1) That the accused-applicants shall appear before the Investigating officer within ten (10) of passing of the order and fully co-operate in the investigation of the case.

(2) The accused-applicants shall neither hamper the investigation nor tamper with any evidence nor influence any witnesses connected with the case.

7. In view of the aforesaid directions, the instant anticipatory bail application is disposed of as allowed.

JUDGE

Miriam Degu
(SPA)