GAHC010247082026

2026:GAU-AS:17080

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

Case No. : AB/2805/2026

KAILASH DAS
SON OF PRADIP DAS, AGED ABOUT 25, RESIDENT OF
VILLAGESATPAKHALI, P.O. SATPAKHALI, P.S. PALASHBARI, PIN- 781132,
IN THE DISTRICT OF KAMRUP, ASSAM

VERSUS

STATE OF ASSAM
REPRESENTED BY PP. ASSAM.

Advocate for the Petitioner : MS S SHARMA, MR. D HAZARIKA,MR J DAS,MR T DAS

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : 19.11.2026

Heard Mr. A. Mannaf, learned counsel for the petitioner. Also heard Mr. K.K. Parasar, learned Additional Public Prosecutor for the State.

2. Invoking section 482 BNSS, the petitioner is seeking anticipatory bail in

connection with Palashbari PS Case No. 255/2026 under section 103(1) BNS.

3. The FIR dated 26.10.2026, lodged by the uncle of the deceased/victim names 3 (three) persons and states that one day, the accused persons (A2 and A3) brought his nephew/victim home on a motorcycle in an injured and unconscious condition, whereupon, he was taken to the hospital and eventually to GMCH where he expired. He stated that upon enquiry, he came to know that the accused persons upon consuming alcohol physically assaulted the deceased/victim.

4. Drawing attention to paragraphs 8 and 9 of the petition, it is submitted by the learned counsel for the petitioner that on the date of the incident at the place of occurrence, the petitioner saw the accused persons pushing the deceased, whereupon he tried to intervene and subsequently, he narrated the incident to the uncle of the deceased. It is submitted that the petitioner is an important witness in the case but, as he has been called by the police, he has come before this Court seeking some protection.

5. The petitioner was granted interim bail on 06/11/2026 with conditions.

6. The case diary is received.

7. The learned Additional Public Prosecutor submits that the investigation has not revealed the involvement of the petitioner in the alleged crime and that it lends support to the aforesaid contentions which were made on the earlier date.

8. In the circumstances, the interim bail granted vide order dated 06.11.2026 is hereby made **absolute**, subject to the condition that the petitioner shall cooperate with the process of law.

9. The petition stands **disposed** of accordingly.

10. Send back the case diary.

JUDGE

Comparing Assistant