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

Case No. : AB/2866/2026

JAIF AKHTAR ALIAS ZIYAN AKHTAR
S/O. NURUL ISLAM, R/O. KOROIANI BENGALI GAON P.S. TEZPUR, PIN 784027 DISTRICT SONITPUR, ASSAM.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY PUBLIC PROSECUTOR, ASSAM.

Advocate for the Petitioner : MD. I HUSSAIN, MS. S. CHANDA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 19.11.2026

Heard Mr. I. Husain, learned counsel for the accused applicant. Also heard Mr. K. K. Parasar, learned Additional Public Prosecutor appearing for the State of Assam.

2. This is an application filed under Section 482 of the BNSS, 2023 praying

for granting pre-arrest bail to the accused applicant namely, **Jaif Akhtar @ Ziyan Akhtar**, in connection with P.R. Case No. 902/2026 under Section 319(2)/74/62/351(2)/3(5) of BNS, 2023 corresponding to Tezpur P.S. Case No.373/2026.

3. The prosecution case, in brief, is that an FIR was lodged before the Officer-in-Charge of Tezpur Police Station by one Dhananjay Dutta on 02.07.2026, alleging that the informant's daughter, aged about 17 years, was approached by the accused/applicant, who allegedly introduced himself as a Hindu youth and subsequently entered into a relationship with her.

4. It is further alleged that on 12.06.2026, at about 7:30 p.m., the accused/applicant, along with two other persons, came in front of the informant's house and attempted to kidnap his daughter. In the course of the incident, a commotion ensued, and upon noticing people gathering at the spot, the accused/applicant and others fled from the scene.

5. It is further alleged that the girl was kept at her aunt's house, but the accused/applicant continued to disturb and harass her.

6. On receipt of the FIR, the police registered Tezpur P.S. Case No.373/2026 under the aforementioned sections.

7. Mr. I. Hussain, learned counsel appearing on behalf of the accused/applicant, submits that the accused/applicant and the girl were, in fact, in a love relationship, which was not acceptable to the girl's family. He further submits that, owing to the aforesaid circumstances, the FIR was falsely lodged after a delay of about 20 days from the date of the alleged incident.

8. He further submits that the accused/applicant is a young boy and is willing to cooperate with the investigation and abide by any conditions that may be imposed by this Court. Accordingly, he submits that the accused/applicant may be granted the privilege of pre-arrest bail.

9. Mr. K. K. Parasar, learned Additional Public Prosecutor appearing for the State of Assam, on the other hand, opposes the prayer for pre-arrest bail, submitting that sufficient incriminating materials are available against the accused/applicant.

10. The Case Diary of the instant case has been received and perused the same.

11. This Court has heard the submissions advanced by the learned counsel for the respective parties.

12. Taking into consideration the serious allegations levelled against the accused/applicant, as well as the prima facie materials available on record in the instant case, this Court does not find any merit in the prayer for anticipatory bail. Accordingly, the instant anticipatory bail application stands dismissed.

13. Accordingly, the instant anticipatory bail application is rejected and disposed of.

JUDGE

Comparing Assistant