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

Case No. : AB/2842/2026

SATYA RANJAN BORAH
S/O KHEMA KANTA BORAH, R/O CHANAKYAPITH, TATIMARA, P.S. PRAGJYOTISHPUR, DIST. KAMRUP (M), ASSAM.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY PP, ASSAM.

Advocate for the Petitioner : MR S BORTHAKUR, SR. ADV., MS. P BORAH

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : 10.11.2026

Heard Mr. S. Borthakur, learned Senior Counsel assisted by Ms. P. Bora, 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 Hatigaon P.S. Case No. 240/2026 registered under Sections

296/351(2)/353(1)/352 of BNS, 2023. The FIR in connection with which the petitioner is apprehending arrest was lodged on 16.10.2026 by one Sanjive Narain stating inter alia that the petitioner has made certain threatening statements in the social media which he had come to know and that the petitioner had also dragged him and addressed him as a thief and a robber and had also assaulted him in public.

3. The learned Senior Counsel for the petitioner submits that at best the information given by the informant in the FIR will amount to defamation and that the allegation that he was assaulted publicly is a concocted allegation. He also submits that a notice under Section 35(3) of the BNSS was issued to him and that the petitioner apprehends that he can be arrested.

4. On the other hand, Mr. DP Goswami, learned Additional Public Prosecutor for the State submits that in order to get the real facts of the case and to see the complicity of the petitioner, the Case Diary be seen.

5. Upon consideration of the submissions made by the learned Counsel for the parties, more so, in view of the fact that the police had decided not to arrest the petitioner as a notice under Section 35(3) of the BNSS has been issued to 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