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

Case No. : Bail Appln./3723/2026

RITUPARNA DEKA
SON OF MADAN DEKA RESIDENT OF H/NO.10, A.M. ROAD, MANIPURIBASTI, NEAR ARYA HOSPITAL, POLICE STATION- PALTANBAZAR, DISTRICT- KAMRUPM, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. U K BARMAN, MD N ABED,MR H ALI

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

16.11.2026

1. Heard Mr. H. Ali, learned counsel appearing for the petitioner. Also heard Mr. R.J. Baruah, learned APP appearing for the State of Assam.

2. By this application the petitioner has prayed for bail in connection with Latasil P.S. Case No. 82/2026 registered under Sections 109/117(2)/ 351(3)/

74/3(5) of the BNS, 2023.

3. The FIR in connection with which the petitioner was arrested on 26.10.2026 was lodged on the same day by the victim stating *inter alia* that approximately 10 to 12 persons had collectively assaulted the informant thereby causing injuries to him and had also allegedly misbehaved with a woman.

4. The learned counsel appearing for the petitioner submits that the petitioner was arrested solely on the basis of the motorcycle which was allegedly found to have been used in the commission of the crime. He further submits that the petitioner was arrested merely on suspicion.

5. On the other hand Mr. R.J. Baruah, learned APP submits that in order to appreciate the entire gamut of the case and ascertain the complicity of the petitioner, the case diary may be perused.

6. Upon consideration of the submissions made by the learned counsel, more so in view of the fact that the petitioner was arrested only on the ground that the motorcycle allegedly used in the commission of the offence is registered in the name of his father and there being no specific allegation against the petitioner or material to show his presence at the place of occurrence, this Court is inclined to enlarge the petitioner on bail on furnishing a bail bond of Rs. 20,000/- (Rupees twenty thousand) with one local surety of a like amount to the satisfaction of the learned Chief Judicial Magistrate, Kamrup (M) subject to the following conditions:

(i) The petitioner shall appear before the I/O and the Trial Court as and when called for,

(ii) The petitioner shall not hamper and tamper with the evidence of the case, and/or influence the witnesses; and

(iii) The petitioner shall not leave his place of residence without the prior permission of the Investigating Officer.

7. Accordingly, this Bail Application stands disposed of.

JUDGE

Comparing Assistant