GAHC010258502026

2026:GAU-AS:17244

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

Case No. : AB/2988/2026

SRI MANDEEP KASHAYAP
SON OF SRI PRASANTA KASHAYAP RESIDENT OF OLD AMOLAPATTY, NEAR MOUZADAR OFFICE, WARD NO.4, BENGENAKHUWA P.O.- BENGENAKHUWA P.S. GOLAGHAT DISTRICT GOLAGHAT, ASSAM.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. T J MAHANTA, MR. A BORUA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MRS. JUSTICE SHAMIMA JAHAN
ORDER

20.11.2026

Heard Mr T J Mahanta, learned Senior Counsel, assisted by Mr G Mahanta, learned counsel for the petitioner. Also heard Ms A Begum, learned Additional Public Prosecutor for the State of Assam.

2. By this application, the petitioner has prayed for pre-arrest bail in connection with

Golaghat PS Case No. 257/2026, registered under Sections 329(2)/304(2)/ 308(5)/351(2)/3(5) of the BNS, 2023.

3. The First Information Report in connection with which the petitioner is apprehending arrest, was lodged by one Mousum Bharali, stating, *inter alia,* that on 13.10.2026, few youths forcefully, took away Rs. 55,000/- from the cashbox of the branch of Amazon Courier Service, in which he works as the In-Charge. He further submits that the petitioner was helping the boys, who had come in view of a quarrel between two employees of the said courier service.

4. The learned counsel for the petitioner submits that the petitioner is no way involved in the offence mentioned in the said FIR and that he had only advised the employee of the said courier service to lodge a complaint against the accused person before the committee of the said service, which was accordingly, done.

5. On the other hand, Ms A Begum, the learned Additional Public Prosecutor for the State, submits that perusal of the Case Diary would clear the entire gamut of the case and the complicity of the petitioner in the present offence.

6. Upon consideration of the submissions made by the learned counsels, more so in view of the fact that no specific allegation is made against the petitioner and that it is only stated that petitioner is helping the boys in this regard, without, however, substantiating any fact thereof, this Court enlarges the petitioner on pre-arrest bail on furnishing bail bond of Rs. 20,000/-, with one surety to the satisfaction of the arresting

authority, under the following conditions:-

i) the petitioner shall appear before the Investigating Officer within 15 (fifteen) days from the date of the order;

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 residence without prior permission of the Investigating Officer.

7. If the petitioner does not appear before the aforesaid Court within the stipulated time and violates any of the conditions mentioned above, the bail granted to him shall automatically stand cancelled.

8. Anticipatory Bail Application stands disposed of.

JUDGE

Comparing Assistant