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

Case No. : AB/2985/2026

JAFRUL ISLAM
SON OF LATE SOLAMAN ALI, RESIDENT OF VILALGE RANGAPANI PART II, PO AND PS SAPATGRAM, IN THE DISTRICT OF DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. M A MONDAL, MS. SUMAN CHAUHAN,MR. MOZAHER HUSSAIN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 20.11.2026

Heard Mr. N.J. Dutta, learned counsel appearing for the accused applicant. Also heard Mr. K.K. Parasar, learned Additional Public Prosecutor appearing for the State.

2. This is an application filed under Section 482 of the BNSS, 2023 praying for granting pre-arrest bail to the accused applicant namely, Jafrul Islam, in connection

with Sapatgram P.S. Case No. 139/2026 registered under Sections 329(3)/329(4)/140(2)/132/115(2)/351(2)/3(5) of the BNS, 2023.

3. The prosecution story in brief is that an FIR was lodged on 22.10.2026 by the informant alleging that on 13.10.2026, at around 7:00 p.m., the accused persons came to her house and confronted her husband, accusing him of having taken obscene photographs of the informant. It was alleged that the accused persons assaulted their son and forcibly took away Rs. 1,70,000/- from them, threatening that the incident would be reported to the NGO personnel and the police.

4. On the basis of the FIR, the police registered Sapatgram P.S. Case No. 139/2026 under the aforementioned Sections.

5. The learned counsel for the accused applicant submits that he is not named in the FIR and is only a neighbour of the informant. He further submits that the accused applicant is not involved in any offence, as alleged in the FIR. However, he is apprehending arrest as the police have visited his house. He submits that he will cooperate with the investigation in the instant case if pre-arrest bail is granted to him.

6. The learned Additional Public Prosecutor opposes the prayer for anticipatory bail.

7. This Court has taken into consideration the materials available on record as well as the submissions made by the learned counsel for the respective parties.

8. Taking into account the entire facts and circumstances of the case, this Court is of the considered opinion that the accused applicant should be granted pre-arrest bail.

9. Accordingly, it is directed that in the event of arrest of the accused applicant named above in connection with the aforementioned case, he shall be released on pre-arrest bail on furnishing bail bond of Rs.30,000/- with a surety of like nature to the satisfaction of the Arresting Authority subject to the following conditions:-

(i) the accused applicant shall appear before the Investigating Officer within 10 days from today;

(ii) the accused applicant shall cooperate with the investigation and make himself available as and when called for;

(iii) the accused applicant shall not try to influence any of the witnesses that may be involved in the instant case or tamper or hamper with the investigation, in whatsoever manner.

11. Anticipatory bail application is accordingly disposed of.

JUDGE

Comparing Assistant