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

Case No. : Bail Appln./3879/2026

BICHITRA GOGOI AND ANR
S/O PRONOB GOGOI, R/O TENGOR CHUCK, 2 NO GHOR PHOLIA GAON, PS TEOK, DIST JORHAT, ASSAM

2: PRONOB GOGOI
S/O PUNARAM GOGOI
R/O TENGOR CHUCK
2 NO GHORPHOLIA GAON
PS TEOK
DIST JORHAT
ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR D MEDHI, MR K THAKUR

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : 25.11.2026

Heard D. Medhi, learned counsel for the petitioners and Mr. M. P. Goswami, learned Addl. Public Prosecutor for the State of Assam.

2. By this application, the petitioner has prayed for bail in connection with Teok PS Case No. 81/2026, registered under Sections 103(1) as well as 3(5) of BNS, 2023.

3. The FIR in connection with which the petitioner was arrested on 03.08.2026, was lodged by the father of the victim stating *inter alia,* that the petitioner no.1, who was the husband of his daughter used to torture her for dowry and an information was given to the police station on an earlier occasion, in pursuance to which, petitioner no. 1, was stated to have given an undertaking that he will not commit such torture again. However, the informant stated that on 02.08.2026, he received information that his daughter died and that she committed suicide but the informant states that it was the petitioners, who had killed his daughter.

4. The learned counsel for the petitioners submits that the police upon completion of the investigation had submitted charge-sheet and in the charge-sheet, the petitioners were charged for the offence of abetment of suicide. He submits that there are no ingredients to abetment of suicide in the FIR or in the charge-sheet. He further submits that the charges are framed against the petitioners and that the matter is now kept for evidence.

5. On the other hand Mr. M. P. Goswami, learned Addl. Public Prosecutor for the State, submits that the allegations are very serious as mentioned in the FIR as well as the Charge-sheet, he submits that the police have collected materials showing the offence of abetment of suicide in respect of the petitioners. Mr. Goswami, opposes to grant bail to the petitioners at this stage.

6. Upon consideration of the submissions made by the learned counsels, more so in view of the law laid down by the Hon'ble Apex Court that, there has to be direct evidence linking the accused persons to the abetment charges and also due to the fact that the petitioners have been inside the jail for the last 3 months and 22 days and further due to the fact that the trial is on and the petitioners are required to defend themselves, this Court enlarges the petitioners on bail on furnishing of a bail bond of Rs. 20,000/- (Rupees Twenty Thousand) each with one local surety each of the like amount to the satisfaction of the Additional District & Sessions Judge, Jorhat under the following conditions:

(i) The petitioners will positively appear before Trial Court on the date fixed without fail and if they do not appear even on one single day the prosecution will be at liberty to file application for cancellation of bail which will be considered by this court.

(ii) The petitioners will not approach and/or influence any of the witness connected with the case; and

(iii) The petitioners will not leave their residence without prior permission of the Investigating Officer.

7. The Bail application stands disposed of.

JUDGE

Comparing Assistant