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

Case No. : AB/3042/2026

RAISHA KHANAM
W/O MAIDUL ISLAM KHAN, R/O VILLAGE - THENGSHALI BAGARITALA, MIKIRBHETA, VTC P.O. CHARAIBAHI, P.S. MIKIRBHETA, DISTRICT - MORIGAON, ASSAM, PIN - 782106.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE LD. PUBLIC PROSECUTOR, ASSAM.

Advocate for the Petitioner : MR. S K TALUKDAR, A NATH,K G CHOWDHURY,MR. J M A CHOUDHURY

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

25.11.2026

1. Heard Mr. S. K. Talukdar, learned counsel for the petitioner and Mr. M. P. Goswami, learned Additional Public Prosecutor for the State.

2. By this application, the petitioner has prayed for pre-arrest bail in connection with Mikirbheta P.S. Case No.

198/2026 (corresponding to G.R. Case No. 1583/2026) registered under Sections 318(4)/316(5)/336(3)/340(2)/61(2)/3(5) of BNS, 2023.

3. The FIR in connection with which the petitioner is apprehending arrest was lodged by one, Ikramul Ali stating *interalia* that the accused persons mentioned in the FIR had misappropriated large amounts of money which are meant for repairing of the roads in the village.

4. Learned counsel for the petitioner submits that petitioner is the President of the concerned Gaon Panchayat and she is not related to the offence at hand as she is not the authority to deal with disbursing of the amount. He, however, submits that the police is searching the petitioner in connection with the present case.

5. On the other hand, Mr. M.P. Goswami, learned Additional Public Prosecutor submits that the petitioner being the president of the said Gaon Panchayat will be aware of the entire exercise being undertaken by the Gaon Panchayat and he prays that the Case Diary may be looked into in order to see the complicity of the petitioner.

6. Upon consideration of the submissions made by the counsels, moreso in view of the fact that the petitioner is not arrayed as an accused in the FIR, neither any allegation is made against her in the forwarding report of the arrested accused person, this Court enlarges the petitioner on pre-arrest bail on furnishing of bail bond of Rs. 20,000/- with one local surety up to the satisfaction of the Arresting Authority under the following conditions:-

(i) The petitioner shall positively appear before the Investigating Officer within a period of 15 days from today and cooperate with the investigation without fail,

(ii) The petitioner shall not hamper and tamper with the

evidence of the case, and/or influence the witness connected with the case; and

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

6. Accordingly, this Anticipatory Bail Application stands disposed of.

JUDGE

Comparing Assistant