GAHC030008252026

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

Case No. : I.A.(Crl.)/62/2026

Sh. Jabrul Hoque
S/o Siraj Uddin, Balidior, Nilambazar, P.O-Asalkandi, Sribhumi District, Assam

VERSUS

Union of India
Agartala Zonal Unit

Advocate for the Petitioner : Mr. Monojit Biswas

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

28.10.2026

Heard Mr. Abhishek Ghosal, learned counsel appearing for the appellant. Also heard Mr. C. Zoramchhana, learned Senior Counsel, appearing with the assistance of Mr. Lalvensanga, learned counsel for the respondent.

This is an application praying for correction of a typographical error at paragraph 9 of the order dated 22.09.2026 passed by this Court in Bail

Application No. 65/2026 to the extent that presently, the paragraph 9 of the order dated 22.09.2026 records that the sureties standing bail for the petitioner would be to the satisfaction of the learned Special Judge, Cachar, Silchar, whereas the proper Court which is required to be satisfied, requiring the sureties would be the learned Judge, Special Court, NDPS Act, Aizawl.

Learned counsel for the petitioner has submitted that correction of the aforesaid, if allowed by the Court, would not in any manner touch the merit of the order dated 22.09.2026 nor would it in any manner amount to a review, etc.. It would only be a correction of a typographical error regarding the authority who is required to be satisfied with the surety to be given on behalf of the petitioner.

Mr. C. Zoramchhana, learned Senior Counsel, assisted by Mr. Lalvensanga, learned counsel, has appeared on behalf of the NCB and submitted that in the event no other correction is made in the order, the correction sought for in the designation of the authority would not affect the merit of the order dated 22.09.2026.

Having gone through the materials on record and the submissions made by the learned counsels for the parties, I am satisfied that substitution of the words "Learned Special Judge, Cachar, Silchar" at paragraph 9 of the order dated 24.09.2026 with the words "Learned Judge, Special Court, NDPS Act, Aizawl" would not in any manner affect the earlier order passed, save and

except to correct a typographical error.

Accordingly, this Interlocutory Application is allowed.

The paragraph No. 9 of the order dated 22.09.2026 shall now be read as "*Accordingly, the petitioner shall be released on bail on furnishing a bond of Rs 3,00,000/- (rupees three lakh only) with two suitable sureties of the like amount, at least one of whom shall be a government servant serving either with the Government of Mizoram or with the Central Government and at least one who should have immovable property within the jurisdiction of the Learned Trial Court, to the satisfaction of the learned Judge, Special Court, NDPS Act, Aizawl, subject to the following conditions.*

(i) The petitioner shall not leave the territorial jurisdiction of the learned Trial Court without prior written permission;

(ii) The petitioner shall not hamper and tamper with the evidence of the case;

(iii) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer.

(iv) The petitioner shall appear before the learned Trial Court as and when directed to do so, without fail;

(v) The learned Trial Court shall be at liberty to impose such other condition or conditions as may be deemed necessary to ensure the participation of the petitioner in the trial.

(vi) The petitioner shall not engage in any illegal activity of a similar nature in the future.

(vii) The prosecuting authority shall be at liberty to bring any violation of the conditions imposed to the notice of the competent court and request a recall/cancellation of bail."

This order will be read in conjunction with the order dated 22.09.2026.

Interlocutory Application accordingly disposed of.

JUDGE

Comparing Assistant