Serial No.07
Regular Cause List

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT SRINAGAR

Bail App No. 107/2026
CrlM No. 2129/2026
CrlM No. 909/2026

Firdous Ahmad **…Petitioner(s)**

Through:
Mr. Naveed Bukhtiyar, Advocate

V/s.

Union Territory through Police Station Tangmarg **...Respondent(s)**

Through:
Mr. Hakim Aman Ali, Dy. AG.

CORAM:
HON'BLE MR JUSTICE SHAHZAD AZEEM, JUDGE.

ORDER
13.11.2026

01. The petitioner is seeking bail in anticipation of arrest in FIR No. 31/2026 registered at Police Station Tangmarg for the commission of offences under Sections 318(4) and 304(2) of Bharatiya Nyaya Sanhita (BNS).

02. Without touching the nub of the controversy, it is suffice to observe that the petitioner filed a similar application before the Court of learned Additional Sessions Judge, Baramulla, where he was granted interim protection in anticipation of arrest, however, when it was found that the petitioner has contravened the conditions of the interim bail and also failed to co-operate with the Investigating Officer, the application was rejected vide order dated 01.06.2026. Thereupon, the petitioner has approached this Court seeking protection in anticipation of arrest, which was again granted vide order dated 23.06.2026. Again on 12.10.2026, it was observed that the petitioner is not co-operating with the Investigating Officer. However, on the assurance of learned counsel for the petitioner that the petitioner shall cooperate with the Investigating Officer, the interim protection was extended and Investigating Officer was asked to remain present along with the CD file.

03. Today, when the matter was called, Investigating Officer appeared along with CD.

04. Perusal of case diary entry dated 12.11.2026 reveals that despite the petitioner was asked to remain present, he did not co-operate.

05. From the aforestated facts, it is conspicuous that the petitioner is continuously violating the conditions of the protection order passed in anticipation of his arrest, therefore, once he is found to have contravened the terms of bail granted by the Sessions Court as also by this Court, then he is not entitled to have any further discretionary relief of the protection in anticipation of his arrest.

06. In this view of the matter, this petition is **dismissed**, leaving the Investigating Officer at liberty to proceed against the petitioner in accordance with law.

07. CD file is returned to the Investigating Officer in the open Court.

(SHAHZAD AZEEM)
JUDGE

SRINAGAR:
13.11.2026
"HAMID"

HIGH COURT
JAMMU & KASHMIR AND LADAKH

Abdul Hamid Bhat
I attest to the accuracy and
authenticity of this
document