

HON'BLE MR JUSTICE B.D.AGARWAL

This application under Section 438 of the Cr.P.C. has been filed by accused petitioners, namely, Joynal Abdin seeking pre-arrest bail apprehending his arrest in connection with Baguan P.S. Case No.129/2011 under Sections 409/420/506/34 IPC corresponding to GR No.1796/2011.

Heard Mr.D.P.Chaliha, learned senior counsel appearing for the petitioner. Also heard Mr.B.B.Gogoi learned Addl. Public Prosecutor for the State. The allegation against the petitioner is that he has misappropriated PDS articles by way of showing delivery against 56 identity card. The petitioner is an agent of PDS Articles. The complaint has been lodged by another agent. Learned Addl.P.P. admitted that so far no card holder has been examined by the I.O. At the same time the petitioner has denied issuance of any identity card.

Be that as it may, custodial interrogation may not be necessary.

In view of the above, interim bail granted on 22.12.2011 is hereby made absolute

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It is further directed the petitioner shall appear before the I.O. within a week and co-operate with the investigation.

Bail petition stands disposed of.