

AB 4885/2012

BEFORE

THE HON'BLE MR JUSTICE C.R. SARMA

Heard Mr. N. Uddin, learned Counsel, appearing for the petitioners. Also heard M s. B. Saikia, learned Additional Public Prosecutor, Assam.

By this application, filed under Section 438 Cr.P.C., the petitioners, namely, (1) Abu Bakkar and (2) Abdul Ajit, have prayed for release on pre-arrest bail, in connection with Mererchar P.S. Case No.101/2012, under Sections 498(A)/447/436/ 506/34 IPC.

The allegations, made against the petitioners, are that the petitioners subjecte d the informant with cruelty in connection with demand of dowry.

The petitioner No. 1 is the husband of the informant and the petitioner No. 2 is the elder brother of the petitioner No. 1.

The learned Counsel, appearing for the petitioners, has submitted that the petit ioner No. 1 has already arrested and as such, the petition, made on behalf of pe titioner No. 1 is not pressed for.

In view of the above, considering entire aspect of the matter and the nature of allegations, I find no sufficient reason for custodial interrogation or detentio n of the petitioner No. 2.

Accordingly, it is directed that in the event of arrest of petitioner No. 2, i.e . Abdul Ajit, in connection with aforesaid P.S. case, the arresting authority sh all release him on bail of Rs.20,000/- with one surety of like amount to the sat isfaction of the arresting authority.