

AB 1435/2016  
BEFORE  
THE HON'BLE MR. JUSTICE M.R. PATHAK

Heard Mr. S Munir, learned counsel for the petitioners. Also heard Mr. BB Gogoi, learned Additional Public Prosecutor, Assam.

The petitioners, namely, 1. Sri Aftar Hussain and 2. Sri Sahid Ali, have filed this application under Section 438 Cr.PC seeking pre-arrest bail in connection with Sipajhar P.S. Case No. 365/2016 under Sections 406/420 IPC.

The petitioners have cheated the beneficiaries from getting the benefits of the State Government granted to the Gaon Panchayat. Case diary reveals several incriminating materials with regard to the involvement of the petitioners in the said case. The independent witnesses implicate the petitioners in taking money from the villagers and members of the concerned Panchayat.

Considering the same, the Court is of the opinion that it is not a fit case to grant pre-arrest bail to the aforesaid petitioners in connection with the aforesaid Sipajhar P.S. Case No. 365/2016.

Hence, the Anticipatory bail Application stands rejected.

The interim bail granted earlier to the petitioners on 22.07.2016 is hereby recalled.

Return the case diary forthwith.