

AB 2753/2017
BEFORE

HON'BLE MRS JUSTICE RUMI KUMARI PHUKAN

Heard learned counsel for the accused petitioner. Also heard Mr. B.Sarma, learned Addl. Public Prosecutor, Assam.

By filing this anticipatory bail application U/S 438 CrPC the accused/ petitioner Sri Gokul Thakuria apprehending arrest in connection with Tihu Police Station Case No. 167/2017 U/Ss 366/493/325/313/34 IPC is praying for anticipatory bail.

Perused records and the case diary.

As it transpires from the nature of accusation that informant herself maintained love relation with the accused petitioner since four years back and the accused petitioner also promised to marry her. In the meantime, when the accused did not arrange for marriage the informant herself forcefully entered into the house of the accused petitioner with a demand to marry her but due to intervention of local people marriage could not be performed forcefully, by the way the informant demanded.

Petitioner's side has also lodged FIR before the O/C concerned for such forceful entrance of the informant in the house of the petitioner. However, there was no such type of serious injury found upon the body of the informant so from the matter on record no such offence U/S 366 /493/313 IPC etc made out against the accused petitioner.

Considering the matter in its entirety it appears that custodial interrogation of the accused petitioner is not warranted and accordingly, interim bail granted earlier to him on 22.11.2017 is hereby made absolute.

A.B.stands disposed of.

Return the case diary.