

GAHC010167792018



**THE GAUHATI HIGH COURT**  
**(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)**

**Case No. : Bail Appln. 1709/2018**

1: BABUL MANDAL  
S/O. JAMAL MANDAL, VILL. DEOKURA, P.S. KALGACHIA, DIST. BARPETA,  
ASSAM.

VERSUS

1: THE STATE OF ASSAM  
REP. BY PP, ASSAM.

**Advocate for the Petitioner** : MR M H AHMED

**Advocate for the Respondent** : PP, ASSAM

**BEFORE**  
**HONOURABLE MR. JUSTICE HITESH KUMAR SARMA**

**ORDER**

**Date : 30-08-2018**

This is an application, filed under Section 439 Cr.PC, praying for bail of the accused-petitioner, namely, Babul Mandal, in connection with Satgaon PS Case No. 175/2018 under Sections 366/354 IPC.

Heard Mr. M.H. Ahmed, learned counsel for the accused-petitioner as well as Mr. N.J. Dutta, learned Additional Public Prosecutor for the state respondent.

Case diary produced has been perused.

On perusal of the materials in the case diary, it appears that the alleged victim had affair with the accused-petitioner and the accused-petitioner, who is a driver, had taken her in a vehicle operated by UBER. In the meantime, the accused-petitioner has been in custody for 43 days from the date of arrest, i.e. on 19.7.2018. Considering the above facts, taken together with the period of detention, the accused-petitioner is allowed to go on bail on his furnishing a bail bond of Rs. **15,000/-** with one suitable surety of the like amount to the satisfaction of the

learned Chief Judicial Magistrate, Kamrup (M), Guwahati, on the following conditions :

- (1) The accused-petitioner shall not leave the territorial jurisdiction of the learned Chief Judicial Magistrate, Kamrup (M), Guwahati, without prior written permission from the said learned court,
- (2) The accused-petitioner shall not hamper with the investigation, or tamper with the evidence of the case, and
- (3) The accused-petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer.

The petition stands disposed of accordingly.  
Return the case diary.

**JUDGE**

**Comparing Assistant**