

GAHC010228072018



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

**Case No. : Bail Appln. 2357/2018**

1:AKHIRUL ISLAM @ AKIRUL ISLAM  
S/O ABDUL JOLIL, R/O VILL KACHUA, CHATAPARA, PS BILASIPARA, DIST.  
DHUBRI, ASSAM

VERSUS

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

**Advocate for the Petitioner** : MR. A S CHOUDHURY

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

**BEFORE**  
**HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

**ORDER**

**31-10-2018**

Heard Mr. S. Islam, learned counsel for the petitioner as well as Mr. N. J. Dutta, learned Addl. Public Prosecutor, appearing for the State.

By this application under Section 439 Cr.PC., the accused-petitioner, namely, Akhirul Islam @ Akirul Islam, is seeking bail in connection with Bilasipara P.S. Case No. 1058/2018 under Section 458/307/326/34 IPC read with Section 25 (i) (a)/27 of Arms Act.

The learned Addl. P.P. has produced the Case Diary from which it prima facie appears that the petitioner was arrested on the basis of suspicion and no arms have been recovered. However, a bullet cartridge was recovered from the place of occurrence.

In view of the length of detention of custody suffered by the petitioner since his arrest on 08.09.2018, this Court is inclined to release the petitioner named above on bail on furnishing bail bond of Rs.30,000/- with one suitable surety of like amount to the satisfaction of the learned SDJM(M), Bilasipara.

The bail bond is granted on the following conditions:-

- (1) The petitioner shall not leave the territorial jurisdiction of the State without prior written permission from the Investigating Officer.
- (2) The petitioner shall not hamper with the investigation, or tamper with the evidence of the case.
- (3) The 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.
- (4) The petitioner shall continue to appear before the Investigating Officer of the above mentioned case after every 10(ten) days from the date of first appearance till such time the attendance is dispensed with by the said investigating officer.

**JUDGE**

**Comparing Assistant**