

GAHC010269422018



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

**Case No. : AB 3807/2018**

1: JAKIR HUSSAIN AND 6 ORS.  
S/O SULTAN @ MD. SULTAN  
RESIDENCE OF WARD NO. 4, LANKA TOWN, P.O. AND P.S. LANKA DIST.  
HOJAI, ASSAM  
PIN - 782446.

2: JOYNABNUR BEGUM  
W/O MD. JAKIR HUSSAIN  
RESIDENCE OF WARD NO. 4  
LANKA TOWN  
P.O. AND P.S. LANKA DIST. HOJAI  
ASSAM  
PIN - 782446.

3: ABDUL HUSSAIN @ ABULHUSSAIN @ MD. ABUL HUSSAIN  
S/O SULTAN @ MD. SULTAN  
RESIDENCE OF WARD NO. 4  
LANKA TOWN  
P.O. AND P.S. LANKA DIST. HOJAI  
ASSAM  
PIN - 782446.

4: KAMALA KHATUN @ SONARA BEGUM  
W/O LATE AKBAR HUSSAIN  
RESIDENCE OF WARD NO. 4  
LANKA TOWN  
P.O. AND P.S. LANKA DIST. HOJAI  
ASSAM  
PIN - 782446.

5: IQBAL HUSSAIN

(ELDER BROTHER -IN-LAW OF INFORMANT VICTIM WOMEN)  
S/O SIRAJUL ISLAM @ SIRAJ UDDIN @ SIRAJ HUSSAIN  
RESIDENCE OF WARD NO. 4  
LANKA TOWN  
P.O. AND P.S. LANKA DIST. HOJAI  
ASSAM  
PIN - 782446.

6: AFIA BEGUM  
(SISTER -IN-LAW OF INFORMANT VICTIM WOMEN)

W/O SIRAJUL ISLAM @ SIRAJ UDDIN @ SIRAJ HUSSAIN  
RESIDENCE OF WARD NO. 4  
LANKA TOWN  
P.O. AND P.S. LANKA DIST. HOJAI  
ASSAM  
PIN - 782446.

7: SIRAJUL ISLAM @ SIRAJ UDDIN @ SIRAJ HUSSAIN  
(FATHER-IN-LAW OF INFORMANT VICTIM  
WOMEN)  
S/O LATE ABDUR RAHMAN @ RAHMAN  
RESIDENCE OF WARD NO. 4  
LANKA TOWN  
P.O. AND P.S. LANKA DIST. HOJAI  
ASSAM  
PIN - 782446

VERSUS

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

**Advocate for the Petitioner** : MR. N K MURRY

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

**BEFORE**  
**HON'BLE MR. JUSTICE HITESH KUMAR SARMA**

**:: ORDER ::**

**21-12-2018**

This is an application made under **Section 438 Cr.P.C.**, seeking pre-arrest bail by the petitioners, namely, **1. Md. Jakir Hussain, 2. Joynabnur Begum, 3. Abdul Hussain @ Abul Hussain**

@ Md. Abul Hussain, 4. Kamal Khatun @ Sonara Begum, 5. Iqbal Hussain, 6. Afia Begum and 7. Sirajul Islam @ Siraj Uddin @ Siraj Hussain, apprehending arrest in connection with **Lanka Police Station Case No. 579/2018**, registered under **Sections 153(A)/120(B)/326 of the IPC**.

I have perused the petition including the copy of the FIR and the documents annexed therewith.

The case diary produced, has been perused.

Heard Mr. NK Murry, learned counsel for the petitioners as well as Mr. B Sarma, learned Additional Public Prosecutor, appearing for the State of Assam.

On perusal of the materials in the case diary, it does not appear that custodial interrogation of the petitioners is necessary.

Therefore, the petitioners are granted the privilege of pre-arrest bail. Accordingly, it is provided that in the event of arrest of the petitioners above named, in connection with the case aforementioned, they shall be released on furnishing bail bond of **Rs.15,000/- each**, with **a suitable surety** each of the like amount, to the satisfaction of arresting authority.

The direction for pre-arrest bail is subject to the conditions that the petitioners:

(a) shall appear before the Investigating of concerned Police Station, within seven days from today and shall co-operate with the investigation;

(b) shall not hamper with the investigation, or tamper with the evidence of the case;

(c) 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 anticipatory bail stands disposed of accordingly.

Return the case diary.

**JUDGE**

**Comparing Assistant**