

GAHC010275042018



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

Case No. : Bail Appln. 2882/2018

1:ABUL KALAM
S/O- MAKSAD ALI, R/O- VILL- SADHUBHASA, P.O. AND P.S. GAURIPUR,
DIST- DHUBRI, ASSAM

VERSUS

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

Advocate for the Petitioner : MR. S R ISLAM

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE HITESH KUMAR SARMA

ORDER

Date : 21-12-2018

This is an application, filed under Section 439 Cr.PC, praying for bail of the accused-petitioner, namely, Abul Kalam, in connection with Gauripur PS Case No. 1294/2018 under Sections 306/34 IPC.

Heard Mr. B. Choudhury, learned counsel for the accused-petitioner as well as Mr. B. Sarma, learned Additional Public Prosecutor for the state respondent.

Case diary produced has been perused.

There appear some materials against the accused-petitioner with the commission of the alleged offence. However, the learned counsel for the accused-petitioner has pressed upon this court to grant bail on the ground that the accused-petitioner has been in custody for 47 days as on date, meaning thereby that he has tried to impress upon this court that length of detention justify the grant of bail. In the considered view of this court, to enable the investigating officer to further follow-up investigation, the prayer for bail of the accused-

petitioner is rejected at this stage.

However, the accused-petitioner shall be at liberty to move fresh bail application after reasonable time so that the investigation is progressed in the meantime.

The petition stands disposed of accordingly.

Return the case diary.

JUDGE

Comparing Assistant