

GAHC010144122019



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

Case No. : AB 1931/2019

1:SIMANTA NAG
S/O SRI KUMUD NAG, R/O BORAH CHAIDING, P.O. AND P.S.-SONARI,
DIST-CHARAIDEO, ASSAM, PIN-785690

VERSUS

1:THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. D GOGOI

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE HITESH KUMAR SARMA

ORDER

Date : 30-08-2019

This is an application under Section 438 Cr.P.C. filed by the petitioner, namely, Simanta Nag, praying for pre-arrest bail apprehending arrest in connection with Sonari P.S Case No.102/2019 under Sections 420/376/313 IPC corresponding to GR Case No.234/2019.

Heard Mr. D. Gogoi, learned counsel for the petitioner as well as Ms. A. Begum, learned Additional Public Prosecutor for the state respondent.

Case diary produced has been perused.

It appears from the case diary that the petitioner appeared before the investigating officer after he was granted interim pre-arrest bail on 25.6.2019 and got his statements recorded. He is not alleged to have misused the liberty granted to him while availing interim pre-arrest bail. On the other hand, on perusal of the materials in the case diary, it does not appear to this court that custodial interrogation of the petitioner is essential for the purpose of investigation of the case. That being so, the prayer for pre-arrest bail of the petitioner is

allowed.

The interim pre-arrest bail granted to the petitioner, vide order dated 25.6.2019 is made absolute on the same terms and conditions.

The petition stands disposed of.

Return the case diary.

JUDGE

Comparing Assistant