

GAHC010153502020



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

Case No. : Bail Appln./2313/2020

NILIMA BHATTACHARYA AND ANR
W/O MR. MRIGENDA KUMAR SHARMAH, R/O FLAT NO. 2 E, NILACHAL
APARTMENT, PANDU, P.S.-JALUKBARI, KAMRUP(M), ASSAM 2: MRS
DHARITRI TALUKDAR

Age:
Occupation

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S C BISWAS

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 29-10-2020

Heard the learned counsel Mr. P. Kotoki appearing for the petitioners. Also heard Mr. B.B. Gogoi, the learned Addl. P.P. for the State of Assam.

The petitioners, namely, (1) Nilima Bhattacharya (2) Mrs. Dharitri Talukdar have prayed for interim bail under Section 439 of the Cr.P.C. in the matter of Rangia P.S. Case No. 969 of 2020 registered under Sections 120(B)/465/466/468/470/471 of the

Indian Penal Code.

The petitioners are Advocates. Their clients handed over some documents to them for submitting those in the Motor Accident Claims Tribunal. On receipt of the same the Members of the Claims Tribunal issued notice to the respondents. On receipt of the notice, the informant insurance company verified the facts of the case and came to know that the criminal case on which claim petition was based upon was a false case. The petitioners have been in custody for 14 days.

I have given my anxious consideration to the submissions made by the learned counsel. In my considered view these petitioners do not deserve to be detained in custody. So, the prayer for bail is allowed.

It is hereby directed that the petitioners, namely, (1) Nilima Bhattacharya (2) Mrs. Dharitri Talukdar shall be released on bail of Rs. 10,000/- each with sureties of like amount to the satisfaction of the learned SDJM, Rangia.

The bail application stands disposed of accordingly.

JUDGE

Comparing Assistant