

GAHC010190042020



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

Case No. : Bail Appln./2999/2020

MD. SAHAB ALI @ MATIA
S/O LATE BASHIR ALI, R/O VILL-ALIPUB, P.S.-BAIHATA CHARIALI, DIST-
KAMRUP, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. C K NATH

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE AJIT BORTHAKUR

ORDER

Date : 22-12-2020

Heard Mr. S. Munir, learned counsel for the accused-petitioner and Ms. A. Begum, learned Addl. PP Assam for the State/respondent.

By this petition under Section 439 Cr.P.C., the petitioner, namely, **Md. Sahab Ali @ Matia** has prayed to release her on bail, in connection with **Baihata Chariali P.S. Case No. 470/2020** under Sections 379/411/34 of the IPC.

It is seen that the accused-petitioner has been behind the bar for last 25 days since 28.11.2020. The stolen property, namely, Nestle Milk everyday powder contained in 70 cartons have already been recovered and seized.

For the aforesaid reasons, this Court is of the view that further detention of the accused-petitioner may not be necessary for the purpose of ongoing investigation.

Accordingly, it is directed that the accused-petitioner named above, shall be released on bail of **Rs. 20,000/-** (Rupees Twenty Thousand) only, with one surety of the like amount to the satisfaction of the learned **SDJM, Rangia, Kamrup** subject, of course, to the following conditions:

1. That the accused-petitioner shall co-operate in the investigation as and when required;
2. That the accused-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 either to the Court or to any police officer;
3. That the accused-petitioner shall not hamper or temper with the investigation in any manner; and
4. That the accused-petitioner shall not commit any similar offence of which he is accused of commission.

This disposes off the bail application.

JUDGE

Comparing Assistant