

GAHC010053532022



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

**Case No. : Bail Appln./498/2022**

ISLAM ALI @ BABU  
S/O MD. BILLAL ALI  
R/O VILL- PUBPAR JATIABHANGARA

P.S. BAIHATA CHARIALI  
DIST. KAMRUP  
ASSAM

VERSUS

THE STATE OF ASSAM  
REP. BY THE PP  
ASSAM

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Advocate for : MR. A SAIKIA  
Advocate for : PP  
ASSAM appearing for THE STATE OF ASSAM

**BEFORE**  
**HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

**ORDER**

**31.03.2022**

Heard Shri NK Das, learned counsel for the petitioner, namely Islam Ali @ Babu, who has filed this application under Section 439 CrPC seeking regular bail in connection with Baihata Chariali P.S. Case No. 46/2022 registered under Sections 21(b) / 29 of NDPS Act.

The learned counsel has submitted that without even going to the nature of allegation

made, the default period is 60 days and the petitioner is behind the bars for 61 days.

Shri BB Gogoi, learned Additional Public Prosecutor, Assam has endorsed the aforesaid submission of the petitioner.

Considering the aforesaid facts and circumstances and the length of detention had already been undergone by the petitioner, this Court is of the opinion that the petitioner is entitled to Default Bail. Accordingly, the present application is allowed by directing that the petitioner be released on bail in connection with the aforementioned case on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with a surety of like amount subject to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Rangia.

The petitioner is however directed to continue render full cooperation to the investigation and not to indulge in any activities detrimental to the same.

The application stands disposed of.

**JUDGE**

**Comparing Assistant**