

GAHC010230172023



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

Case No. : Bail Appln./3655/2023

SAHIDUL ISLAM
S/O NUR ISLAM,
VILL.- SALTA BAZAR, P.S.- HOWLY, DIST.- BARPETA, ASSAM.

VERSUS

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

Advocate for the Petitioner : MR. S MUNIR

Advocate for the Respondent : PP, ASSAM

B E F O R E
HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

31.10.2023

1. Heard Mr. S. Munir, learned counsel appearing for the petitioner as well as Mr. R.J. Baruah, learned Additional Public Prosecutor for the State respondent.
2. This application under Section 439 Cr.P.C, is preferred by the petitioner,

namely, Sahidul Islam, who is in judicial custody since 04.10.2023 in connection with Hatigaon P.S. Case No. 163/2023, registered under Sections 380 IPC.

3. I have considered the submissions at the Bar and I have also perused the case diary.

4. I have considered the submissions at the Bar that the petitioner was shown arrested in connection with this case. Earlier, he was arrested in connection with other case and he was already enlarged on bail. No stolen articles were recovered from his possession but he was shown arrested in connection with this present case.

5. It appears that investigation has also progressed to a considerable extent.

6. Considering all aspects, petition is allowed.

7. The petitioner is enlarged on bail of Rs. 30,000/- with a suitable surety of like amount to the satisfaction of the learned Elaka Magistrate, Kamrup (M), Guwahati,

under the conditions that:-

(i) the petitioner will refrain from such activities with which he is alleged, failing which bail order of the petitioner will be cancelled.

Accordingly, bail application stands disposed of.

Send back the case diary.

JUDGE

Comparing Assistant