

GAHC010002672026



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

Case No. : AB/61/2026

AMZAD ALI ALIAS AMJAD ALI
SON OF LT. BHOMAR ALI SHEIKH ALIAS BOMOR ALI MUNSHI, RESIDENT
OF VILLAGE NOONMATI PART I, P.O. HATIPOTA, P.S. CHAPAR,
DIST.DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE LEARNED PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR SARFRAZ NAWAZ, MR S RAHMAN, SAMIM RAHMAN, MR.
SURAJIT DAS

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MR. JUSTICE PRANJAL DAS

ORDER

08.01.2026

Heard Mr. S. Nawaz, learned counsel for the petitioner. Also heard Mr. D.P.

Goswami, learned Addl. P.P. appearing for the State respondent.

2. This is an application under Section 482 of BNSS, 2023 has been filed by the petitioner, namely, Amzad Ali @ Amjab Ali, seeking pre-arrest bail in connection with Chunari P.S Case No. 05/2025 registered under Section 189(4)/190/191(2)/117(2)/109/118(2)/103(1) of BNS,2023.

3. The allegation as reflected in the FIR is that on 13/09/2025, one Golam Osmani, a resident of village Kistomoni Char had lodged a written ejahar at Chunari Police Station alleging to the effect on 12/09/2025 at about 6.30 AM, some persons namely Monowar Hussain, Abdul Sattar, Bondesh Ali, Moinuddin, Nuruddin, Akab Ali, Sahar Ali, Juran Ali & Surhab Ali went to cultivate black lentils at village Roukhowa RBNC part IV in an area of 25 bighas of land and when they were cultivating, the FIR named accused persons equipped with deadly weapons like lathis, rod, dao, sword and other sharp weapons went to the place where the above named persons were cultivating and attacked them collectively causing grievous injuries to all the above named persons as mentioned above. Two persons namely Monowar Hussain and Abdus Sattar @ Sattar Ali were taken to Laxhipur Hospital in critical condition but they were declared as brought dead. On the basis of the said ejahar, a case being Chunari PS Case No. 05/2025 u/s 189(4)/190/191(2)/117(2)/109/118(2)/103(1) of the BNS, 2023 has been registered against 27 nos. of accused persons along with some others.

4. Mr. S. Nawaz, learned counsel for the submits that there was a assault from the other side also in which the petitioner sustained serious injuries and in support of the same my attention has been drawn to the medical documents as well as the photograph which indicates compound fracture in the leg and with rods inserted. The petitioner is stated to be aged 64 years. From the

photograph prima facie, the condition of the petitioner appears to be quite bad.

5. Call for the case diary. However, considering that aspect of the matter, it is directed in the **interim**, in the event of his arrest of the petitioner, named above, is hereby allowed to go on pre-arrest bail of **Rs. 25,000/-** with one surety of like amount to the satisfaction of the arresting authority, and subject to the following conditions that:-

(i) That the accused petitioner shall co-operate with investigation.

(ii) That the accused petitioner shall not hamper or tamper with evidence.

(iii) That the accused petitioner shall not intimidate the informant and shall not try to influence the witnesses and the informant.

6. Violation of any bail conditions will entail cancellation of the bail.

7. List this matter again on **28.01.2026**.

JUDGE

Comparing Assistant