

GAHC010003952026



2026:GAU-AS:504

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

Case No. : AB/68/2026

JIYAR RAHMAN AND 3 ORS
S/O ABUL HUSSAIN SHEIKH
R/O VILLAGE- DHANTOLA,P.O. DHANTOLA P.S. BONGAIGAON,DIST.
BONGAIGAON, ASSAM.

2: ABDUL MANNAN SK ALIES MANNAF ALI
S/O MANURUDDIN SHEIKH
R/O VILLAGE- DURGAMARI
P.O. BIDYAPUR
P.S. BONGAIGAON
DIST. BONGAIGAON
ASSAM

3: KASURUDDIN SHEIKH ALIES MD KASURUDDIN SHEIKH
S/O NUR MAHAMMAD SHEIKH
R/O VILLAGE- DURGAMARI
P.O. BIDYAPUR
P.S. BONGAIGAON
DIST. BONGAIGAON
ASSAM.

4: ANOWAR HUSSAIN ALIES ANOWAR HUSSAIN
S/O TAJUDDIN SHEIKH
R/O VILLAGE- DURGAMALI
P.S. BONGAIGAON
DIST. BONGAIGAON
ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. M S ALAM, MD. S ALOM

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS**

ORDER

Date : 09.01.2026

Heard Md. S. Alom, learned counsel for the petitioners. Also heard Mr. K. Baishay, learned Additional Public Prosecutor for the State.

2. By this petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioners, namely, **(i) Jiyar Rahman (ii) Abdul Mannan Sk @ Mannaf Ali (iii) Kasuruddin Sheikh @ Md. Kasuruddin Sheikh (iv) Anowar Hussain @ Anowar Hussain**, have prayed for granting pre-arrest bail, apprehending arrest in connection with Bongaigaon P.S. Case No. 290/2025 (GR Case No. 545/2025) under Section 310(4) of BNS, 2023.

3. The FIR was lodged by a police official from Bongaigaon P.S. on 13.11.25 with the allegation that from reliable source, information was received about the present petitioners and others making preparations for highway *dacoity*. Subsequently, a search was conducted in their residence and also in the presence of witnesses, a mobile phone, walkie talkie of Baofeng company, one jacket olive color green jacket and three khakish T-shirts having Assam Police written on it were recovered from their premises.

4. The case diary has been received along with a bail objection from the I/O in which it has been stated in detail regarding the incriminating materials revealed by the investigation. The prosecution has strongly opposed grant of pre-arrest bail and has drawn attention of the Court to the relevant portions of the case diary. It is revealed by the investigation about the alleged offenses being linked to network which is being investigated.
5. In the given facts and circumstances, it may not be an appropriate case to grant pre-arrest bail as investigation is still in progress. Accordingly, the bail petition stands **rejected**.
6. Returned back to case diary.

JUDGE

Comparing Assistant