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

Case No. : AB/143/2026

MD ARIF AHMED
SON OF AJAJ AHMED
R/O BARIKA CHUBURI, NAPALI PATTY, P.S. TEZPUR, DIST. SONITPUR,
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR R DHAR, J DAS

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

Date : --27.01.2026

Heard Mr. R. Dhar, the learned counsel for the petitioner and also heard Mr. D.P. Goswami, the learned Additional Public Prosecutor appearing on behalf of State respondent.

2. This is an application u/s 482 of Bharatiya Nagarik Suraksha Sanhita

(BNSS), 2023 for granting pre-arrest bail to the accused petitioner in connection with Tezpur P.S. Case No. 035/2025 u/s 74/76/118(2)/109(1)/351(2)/3(5) of BNS Act.

3. The brief of the case is that the complainant lodged an FIR stating that on 12.01.2026 at about 06.00 PM, when she was reversing her vehicle at the road from Jonaki to Tezpur Market, the vehicle hit the motorcycle of the FIR named accused no. 1, Iftikar Hazarika. The complainant then left her vehicle to ask accused no. 1, when he began shouting at the complainant using obscene languages and forcefully touched her private parts. Then the complaint's husband and father-in-law came to rescue her when the accused no. 1 along with accused no. 2. Joyson Hazarika and several others came and with the intent to kill, physically assaulted the complaint's husband and father-in-law causing grievous injuries after which they left. While leaving, the accused persons threatened them saying 'Hindu Dominance won't work (Hindu Adhipatya Nosolibo). Hence the case.

4. Call for the Case Diary.

5. Having regard to the fact that the petitioner is not an FIR named accused, it is provided that in the interim in the event of arrest of the accused/petitioner namely, **Arif Ahmed**, in connection with Tezpur P.S. Case No. 035/2025 u/s 74/76/118(2)/109(1)/351(2)/3(5) of BNS Act, he shall be enlarged on interim pre-arrest bail on her executing a bond of Rs. 50,000/- (Rupees Fifty thousand) only with one surety of like amount to the satisfaction of the arresting authority, subject to the condition that the petitioner shall make himself available for interrogation by the Investigating Officer within 7(seven) days from today and cooperate with the investigation.

6. List on 16.02.2026.

JUDGE

Comparing Assistant