

GAHC010013482026



2026:GAU-AS:2928

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

Case No. : AB/175/2026

HAFIZ UDDIN
S/O AFAJ UDDIN
R/O HARMOTI, P.S. JAKHALABANDHA
DIST. NAGAON, ASSAM.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR S M ABDULLAH P, MD IMRAN, MD R ISLAM, MR. MD
IMDAD, MS F HUSSAIN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 25.02.2026

1. Heard Mr. S. M. Abdullah, learned counsel for the accused applicant. Also heard Mr. R. J. Baruah, learned Additional Public

Prosecutor for the State of Assam.

2. This is an application under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for granting pre-arrest bail to the accused applicant in connection with Jakhalabandha Police Station Case No. 07/2026, under section 303(2)/317(4) of the Bharatiya Nyaya Sanhita, 2023, read with Sections 11(1)(a)/11(1)(d)/11(1)(e) of the Prevention of Cruelty Act, 1960, read with Section 13 (1) of the Assam Cattle Preservation Act, 2021, read with Section 192(A) of the Motor Vehicle Act.

3. The allegation made in the FIR against the accused applicant is that, while rescuing 35 cattle from a vehicle on National Highway-715 near Bura Pahar Bridge, the accused applicant tried to help the driver of the vehicle to flee. On receipt of the FIR, the police registered Jakhalabandha Police Station Case No. 07/2026 under the aforementioned sections.

4. The learned counsel appearing for the accused applicant submits that the cattle were given zimma by the Court of SDJM, Koliabor, Nagaon, vide order dated 07.02.2026, after finding that the cattle were duly purchased and owned by their rightful owner.

5. He submits that the allegations against the accused applicant are totally false and that the cattle were found to have been duly purchased legally. There should not be any allegation of the accused applicant having committed any crime. Therefore, he submits that the accused applicant should be granted pre-arrest bail and undertakes that he will fully cooperate with the investigation.

6. Taking into account the entire facts of the case and on perusal of the Case Diary, this Court is of the considered opinion that, at this stage, the accused applicant should be granted pre-arrest bail. Accordingly, it is directed that, in the event of the arrest of the accused applicant, he shall be released on bail upon furnishing a bail bond of Rs. 20,000/- with a surety of the like amount to the satisfaction of the arresting authority, subject to the following conditions:

I. That the accused applicant shall appear before the Investigating Officer within a period of 10 days of passing of this order.

II. That the accused applicant shall co-operate with the investigation and make himself available as and when called for.

III. That the accused applicant shall not try to influence any witness that may be involved in the in the instant case.

7. In view of the aforesaid directions, the instant AB application is disposed of as allowed.

JUDGE

Comparing Assistant