

GAHC010014572026



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

Case No. : AB/196/2026

NUR HUSSAIN
SON OF MUSTAK HUSSAIN
R/O DIJUBASTI, P.O. AMONI
DIST. NAGAON, ASSAM, PIN-782138

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR SAURADEEP DEY, MR. A NAYAK

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

05.02.2026

1. Heard Mr. S. Dey, learned counsel for the petitioner. Also heard Mr. D.P. Goswami, learned Additional Public Prosecutor for the State of Assam.

2. This application under Section 482 of BNSS, 2023 has been filed by the petitioner, namely, **Nur Hussain**, seeking pre-arrest bail in connection with **Gingia P.S Case No.63/2025 under Sections 61(2)/121(1)/109(1)/311/351(2)/310(4) of BNS.**

3. The petitioner is apprehending arrest in connection with this case, registered on the basis of FIR lodged on 28.05.2025 with the allegation that information was received by the police regarding activities pertaining to dacoity, whereupon the vehicle bearing registration no. AS-02-AR-6078 was intercepted but attempted to flee and rammed against the vehicle of Additional S.P. Later, some incriminating materials like iron clam, iron steel, iron dah etc were recovered.

4. The learned counsel for the petitioner, seeking interim protection submits that the vehicle in question belonged to one Hamida Khatun and she has been granted bail. Her husband is implicated as a main accused in the case and is stated to be a habitual offender by the police. It is contended that the petitioner is a driver and is innocent and that the husband of the vehicle's owner had hired the vehicle to take one patient to GMCH.

5. However, it is reflected in one of the order of the learned court below that as per the prosecution, the vehicle did not stop and tried to flee and during which, it struck the vehicle of a police officer. The same is also stated in the FIR. Therefore, at this stage, I deem it fit only to call for the case diary.

6. Call for the case diary.

7. List on 10.02.2026.

JUDGE

Comparing Assistant