

GAHC010018812026



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

Case No. : AB/226/2026

MEHTAB AHMED ALIAS MEHTAB HUSSAIN
S/O JAKARUL ISLAM AHMED,
R/O 3 NO RANGAPARA, PS DHEKIAJULI, DIST SONITPUR, ASSAM
REPRESENTED BY MAMTAJ BEGUM SIDDIQUA (MOTHER)
AGED ABOUT 37 YEARS,
WIFE OF JAKARULISLAM AHMED
RESIDENT OF 3 NO. RANGAPARA, P.S.DHEKIAJULI, DIST.
SONITPUR,ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE LEARNED PUBLIC PROSECUTOR, ASSAM

2:ASMINA BEGUM
W/O BILLAL AHMED
R/O VILL MADHYA SIALMARI
PS NAGAON SADAR
DIST NAGAON
ASSAM
PIN 78200

Advocate for the Petitioner : MR A W AMAN, A MISHRA,MD A RAHMAN,MR SARFRAZ
NAWAZ

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

ORDER

Date : 05.02.2026

Heard Mr. S. Nawaz, learned counsel for the petitioner. Also heard Mr. K .K. Parasar, learned Additional Public Prosecutor for the State of Assam.

Issue notice.

No formal notice is required to be sent to the respondent No.1 as because Mr. Parasar has accepted notice.

Extra copy of the petition shall be provided to him.

The petitioner shall take steps for service of notice upon the respondent No.2 through the Registry to be routed through the Office of the Public Prosecutor.

Heard the learned counsel for both sides in the matter of prayer for an interim order.

The learned counsel for the petitioner has submitted that the petitioner is aged about 14 years and 10 months and a student of Class VIII. Learned counsel for the petitioner submits that the petitioner is required to appear in his Class VIII examination, which is scheduled to commence from 16th February, 2026. Learned counsel for the petitioner has also submitted that the petitioner should be given an opportunity to appear in his examination.

I have considered the submissions made by the learned counsel for both sides.

Learned Additional Public Prosecutor has objected to this prayer.

Considering the tender age of the petitioner and also considering the fact that he has to appear in the examination, the prayer for interim order is granted.

As an interim measure it is hereby directed that in the event of arrest in connection with Nagaon P.S. Case No.82/2026, the petitioner, Mehtab Ahmed @ Mehtab Hussain shall be released on bail of Rs.20,000/- with a surety of like amount to the satisfaction of the arresting authority.

List this matter again on 06.03.2026.

JUDGE

Comparing Assistant