

GAHC010023072026



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

**Case No. : AB/252/2026**

SRI GANGADHAR KALITA  
S/O- LATE RAMESWAR KALITA,  
R/O- P.D CHALIHA ROAD, HOUSE NO. 110, P.O.- SILPUKHURI, P.S.-  
CHANDMARI, DISTRICT- KAMRUP(M), ASSAM

VERSUS

THE STATE OF ASSAM  
REPRESENTED BY PUBLIC PROSECUTOR, ASSAM.

**Advocate for the Petitioner** : MR. S K GOSWAMI, MS P SARMA,MR. R SHARMA

**Advocate for the Respondent** : PP, ASSAM, HAZARAT MIRZA ALI(INFORMANT),MS N  
CHATTERJEE(INFORMANT)

**BEFORE**  
**HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA**

**ORDER**

**Date : 06.02.2026**

Heard Mr. S K Goswami, the learned counsel appearing for the petitioner as well as Mr. K. K Das, the learned Additional Public Prosecutor for the State of Assam.

This application has been filed under Section 482 of the BNSS, 2023 in respect of Jalukbari P.S. Case No. 35/2026.

Call for the case diary.

The petitioner is the owner of the petrol pump. Within his premises a truck was kept parked since the year 2022. The truck got damaged due to elapse of time. Therefore, the petitioner sold the truck to a scrap dealer.

The learned counsel for the petitioner submits that the petitioner is no way connected with the sale of scrap of the truck.

The learned counsel further submits that during investigation of the case, the three accused persons have been arrested.

I have heard the learned counsel for the petitioner in the matter of prayer for interim order.

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

Under the given circumstances, this Court is of the opinion that the petitioner deserves to be given an interim protection.

It is hereby directed that as an interim measure, till the returnable date, in the event of arrest of the petitioner, namely, Gangadhar Kalita in connection with Jalukbari P.S. Case No. 35/2026, he shall be released on bail of ₹20,000/- with a surety of like amount to the satisfaction of the arresting authority.

The petitioner shall appear before Investigating Officer and co-operate with police investigation as and when called for.

List on 12.02.2026 for production of the case diary.

**JUDGE**

**Comparing Assistant**