

GAHC010117892026



2026:GAU-AS:11591

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

Case No. : AB/366/2026

DILWAR HUSSAIN
SON OF ABDUL JALIL RESIDENT OF VILLAGE DATIALBORI PO MORIGAON
DISTRICT MORIGAON ASSAM 782126

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP
ASSAM

Advocate for : MR. AMIT GOYAL
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

O R D E R

14.08.2026

Heard Mr. A. Goyal, learned counsel for the petitioner. Also heard Mr. K.K. Das, learned Additional Public Prosecutor for the State.

2. By this application, the petitioner, namely, **Dilwar Hussain** has

prayed for bail in connection with **Laharighat P.S. Case No. 16/2026 u/s 61(2)/318(4)/336(3)/340(2)** of Bharatiya Nyaya Sanhita (BNS), 2023 read with Sections 66(C)/66(D) of Information Technology Act, 2000.

3. The FIR in connection with which the petitioner is apprehending arrest was lodged by one Lt. Col. Deepak Ranjan Gogoi on 09.02.2026, stating inter alia that the informant, along with others, had formed a team of senior ex-service officers and personnel of Indian Armed Forces, and has formed themselves into a company registered under the Companies Act 1956.

4. It is also stated that the informant company used to offer doorstep banking services to various customers, banks, and financial institutions like micro point of sale, etc., for digital transactions Pan India mandated by the Reserve Bank of India.

5. It is stated by the informant that the company had recruited a Super Distributor in Assam, that is the petitioner who belonged to the Morigaon district of Assam and it is also stated that the role of the Super Distributor is to recruit Business Correspondent Agents and onboard merchants.

6. It is thereafter alleged by the informant that the business correspondents appointed by the petitioner had created accounts, and from the said accounts, it is alleged that money was fraudulently transferred from senders to beneficiaries. The informant alleged that since the business correspondences were appointed by the Super Distributor, who is the petitioner and another, allegations were also made against the petitioner.

7. Learned counsel for the petitioner submits that the petitioner was simply the Super Distributor, and he had recruited business correspondent

agents from the local people, who is alleged to have indulged in some illegal activities. He submits that the petitioner is no way involved in the said offence, if at all it was committed.

8. It is noticed that the petitioner was enlarged on interim pre-arrest bail, by order dated 20/02/2026 on the condition that he has to appear before the Investigating Officer on or before 06/3/2026 and shall cooperate in the investigation.

9. Mr. K.K Das, Additional Public Prosecutor, on perusal of the case diary submits that the petitioner had appeared before the Investigating Officer and his statement was recorded.

10. It is further noticed that the petitioner is cooperating with the investigation and as such, this Court finds it fit to make the order dated 20.02.2026, by which the petitioner was enlarged on interim pre-arrest bail, be made absolute.

11. In view of the same, the petitioner is allowed to remain on pre-arrest bail.

12. Accordingly, anticipatory bail application stands disposed of.

JUDGE

Comparing Assistant