

GAHC010032622026



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

Case No. : AB/367/2026

MONMI MAHANTA
W/O- MUKUT GOSWAMI, VILL- ROBARGURI GAON,
P.O- PHILLOBARI, PIN-786160, DIST- TINSUKIA, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. A. GAYAN, DIPTI CHAKRAVARTY, MR. P K MUNIR, MR. T K MISRA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

20.02.2026

Heard Mr. T K Mishra, learned counsel appearing for the petitioner. Also heard Mr. D. P. Goswami, learned Additional Public Prosecutor, Assam.

The learned counsel for the petitioner has submitted that it would be apparent from the FIR that the deceased minor had been assaulted by a teacher of the school in which the petitioner is posted as

Headmaster and the child had met his demise due to his injuries inflicted by a particular teacher, who has been arrested and presently in judicial custody. However, since the Headmaster of the school was attending other class at that point of time and she did not play any role in the assault.

It is submitted by the learned counsel for the petitioner that the petitioner has been summoned by the Police and, therefore, she apprehends that she may be arrested if she appears before the Police.

The learned Additional Public Prosecutor has opposed the grant of interim protection by submitting that Headmaster has also the role in assaulting student at her school. However, this court is of the opinion that the investigation can be assisted by allowing the petitioner to appear before the Investigating Officer on or before 06.03.2026.

Accordingly, it is hereby directed that in the event of arrest of the petitioner, namely, Monmi Mahanta, in connection with Phillobari P.S. Case No. 02/2026, the arresting authority shall release her on bail of Rs.20,000/- with one surety of like amount to the satisfaction of the arresting authority.

List on 19.03.2026.

It is made clear that the continuation of this interim protection shall be considered after perusal of the Case Diary.

JUDGE

Comparing Assistant