

GAHC010068432026



2026:GAU-AS:4936

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

Case No. : AB/704/2026

DHIRAJ DAS AND ORS
S/O- RABILAL DAS,
R/O- CENTURY APARTMENT GANESHGURI, P.S. DISPUR, GUWAHATI- 6,
DIST.- KAMRUP (M), ASSAM.

2: SOURAV MODI
S/O- SUDHIR KR. MODI.
R/O- LACHIT NAGAR.
P.S.- PALTAN BAZAR
GUWAHATI-6
DIST.- KAMRUP(M)

3: SOUVIK BERA.
S/O- SAMBHU BERA.
R/O- SAHAPUR
KALIGHAT
DIST.- PURBA MEDINIPUR
(W.B)

4: RISHABH HIMATSINGKA
S/O- LATE MUKESH HIMATSINGKA.
R/O- DOVER ROAD
BALLYGUNGE
KOLKATA-700019

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM.

Advocate for the Petitioner : MS G DEKA,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MR. JUSTICE PRANJAL DAS

O R D E R

02.04.2026

Heard Mr. HRA Choudhury, learned Senior Counsel for the petitioners. Also heard Mr. P. Borthakur, learned Addl. P.P. appearing for the State respondent.

2. The petitioners, namely, **Dhiraj Das, Sourav Modi, Souvik Bera and Rishabh Himatsingka** is aggrieved by issuance of NBWA against them vide order dated 05.09.2024 by the learned SDJM-II, Kamrup(M) in GR Case No. 4943/2016, under Sections 342/325/506/384/307/34 of IPC, which arose out of Dispur P.S. Case No. 931/2016.

3. It is stated and submitted that the case after filing of charge-sheet is pending for appearance. It is stated and submitted that on the day the impugned order was passed, the petitioners were absent with steps but on the ground that it was the last chance for appearance, the learned Court below was pleased to issue an NBWA.

4. I perused the said order.

5. As the relevant materials have been annexed with the petition, I propose to dispose of the petition based on the undertaking given on behalf of the petitioner that they shall appear regularly.

6. Therefore, it is directed that in the event of their arrest in connection with

this case, including in execution of the NBWA vide order dated 05/09/2024, they may be allowed to go on bail of **Rs. 20,000/- each** with one surety of like amount **each** to the satisfaction of the arresting authority, and subject to the following conditions that:-

- (i) That the accused petitioner shall co-operate with learned Court below,
- (ii) They shall be available for the trial, if one commences,
- (iii) They shall not hamper or tamper with evidences.

7. Violation of any bail conditions will entail cancellation of the bail.
8. The petitioners upon their appearance are at liberty to submit fresh bail bonds; whereupon, necessary orders may be passed.
9. This bail petition stands disposed of on the aforesaid terms.

JUDGE

Comparing Assistant