

GAHC010073192026



2026:GAU-AS:6374

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

Case No. : AB/779/2026

AZIM UDDIN CHOUDHURY AND 4 ORS.
SON OF JAKIR HUSSAIN CHOUDHURY, RESIDENT OF PADUMANI, P.O.-
MURAJHAR BAZAR, PIN- 782439, DIST.- HOJAI, ASSAM.

2: ISLAM UDDIN CHOUDHURY
SON OF JAKIR HUSSAIN CHOUDHURY
RESIDENT OF PADUMANI
P.O.-MURAJHAR BAZAR
PIN- 782439
DIST.- HOJAI
ASSAM.

3: ASLAM UDDIN CHOUDHURY
SON OF JAKIR HUSSAIN CHOUDHURY
RESIDENT OF PADUMANI
HATIKHALI GAON
NEAR PADUMANI MARKET
P.O.-MURAJHAR BAZAR
PIN-782439
DIST.-HOJAI
ASSAM

4: BILAL HUSSAIN CHOUDHURY
SON OF LATE HAJI ISAD ALI CHOUDHURY
RESIDENT OF PADUMANI
NEAR 5. JAME MAZID
HATIKHALI GAON
P.O.- MURAJHAR BAZAR
PIN-782439
DIST.- HOJAI
ASSAM.

5: BURHAN UDDIN
SON OF LATE ANUWAR HUSSAIN

RESIDENT OF JOYNAGAR
NEAR JAME MAZID
P.O.- MURAJHAR BAZAR
PIN-782439
DIST.- HOJAI
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR J BORAH, MR N PATIRI,MR. K KAKOTI

Advocate for the Respondent : PP, ASSAM, MD. ANARUL ISLAM(VICTIM),MR. J UDDIN(VICTIM),MR. M ALI(VICTIM)

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

08.05.2026

Heard Mr. J. Borah, learned counsel appearing for the petitioners. Also heard Mr. P.S. Lahkar, learned Addl. Public Prosecutor and Mr. R. Islam, learned counsel for the victim who has appeared to assist the learned Addl. Public Prosecutor.

2. The Case Diary in connection with Murajhar P.S Case No. 30/2026 has been received. However, the case diary in connection with Murajhar P.S Case No. 33/2026 has not been received.

3. By the order dated 07.04.2026, the petitioners were allowed to appear before the Investigating Officer to have their statements recorded. It is

submitted by the learned counsel for the petitioners that the petitioners have appeared, which is also reflected in the Case Diary available with the learned Addl. Public Prosecutor.

4. The learned Addl. Public Prosecutor has submitted that enough materials have been collected against the petitioners.

5. The learned counsel for the petitioners submits that when the investigation has proceeded to a great extent, further custodial interrogation of the petitioners may not be required. Petitioners would be available to face interrogation by the Investigating Authority, as and when required.

6. This Court is of the considered opinion that further custodial interrogation of the petitioners may not be required, in view of the stage of the investigation.

7. Accordingly, the interim protection granted on 07.04.2026 is made absolute during the period of investigation, provided that the petitioners appear as and when called for by the Investigating Authority. The petitioners will not in any manner hamper or tamper the investigation during the period nor attempt to influence any of the witnesses in the case. Any violation of the aforesaid conditions, may lead to cancellation of the privilege of pre-arrest bail.

JUDGE

Comparing Assistant