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

Case No. : AB/1144/2026

TAFAZUL HUSSAIN
S/O- LATE TAYAB ALI.
VILLAGE- JAYANTIPUR, P.O.- BURHA, P.S.- SIPAJHAR, DISTRICT-
DARRANG, ASSAM, PIN- 784148.

VERSUS

THE STATE OF ASSAM AND ORS
REP BY THE PP, ASSAM

2:ARJINA BEGUM
D/O- ABUL ALI.
R/O- VILLAGE- PUBPAR JATIYA BHANGARA
P.O.- SUTARGAON
P.S.- BAIHATA CHARIALI
DISTRICT- KAMRUP (R)
ASSAM
PIN- 781381

Advocate for the Petitioner : MR. S B LASKAR, MS D DUTTA,MR. H A LASKAR

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 01.06.2026

Heard Mr. S. B. Laskar, learned counsel appearing on behalf of the accused-applicant. Also heard Mr. B. Sarma, learned Addl. P.P., representing the State.

This is an application filed under Section 482 of the BNSS, 2023, praying for grant of pre-arrest bail to the accused-applicant, who is apprehending arrest due to an alleged complaint made before Burha Out Post, District Darrang, Assam.

The learned counsel for the accused-applicant submits that though he has sufficient information that a complaint has been filed by the informant, i.e., the respondent no. 2 against him, the same may not have been registered at this stage and he could not obtain any details of the complaint despite of his best efforts. He submits that the accused-applicant was called to the police station on 25.05.2026 by the police authority and the police authorities have been constantly calling him over the phone. He submits that the accused-applicant and the informant were married for the last three years and certain disputes arose between the accused-applicant and the informant and thereafter, the informant left his house and started staying separately. He submits that the accused-applicant had made an effort to bring her home by issuing a legal notice, however, she did not return to his house and the efforts of resolving the aforesaid matrimonial dispute between the parties is still going on. He submits that however, since the police is looking for him, he is apprehending arrest and therefore, filed the instant application.

Mr. B. Sarma, learned Addl. P.P., appearing for the State has submitted that since no FIR has been lodged as yet, as submitted by the counsel appearing for the petitioner, a report from the concerned P.S. can be called for.

Taking into account the submissions made by the learned counsel appearing for the respective parties, it is directed that the Officer In-charge of Sipajhar P.S. shall submit a report in connection with the instant case concerning the accused-applicant, namely, Tafazul Hussain by the next date listed. It is also directed that in

the meantime, till the next date fixed, no coercive action shall be taken on the accused-applicant by the police authorities.

List the matter again on 05.06.2026.

JUDGE

Comparing Assistant