

GAHC010129752026



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

Case No. : AB/1454/2026

ALAL UDDIN
SON OF DABIR UDDIN, AGED ABOUT 26 YEARS, RESIDENT OF
KARIPUKHURI, ISLAMPUR GAON, P.S. BIHPURIA, P.O. ISLAMGAON, PIN-
787054, DISTRICT LAKHIMPUR, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MS. S G BARUAH, MS C SAIKIA, MR. S. RONGPI, MR. B
BORGOHAIN, MR B SAIKIA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HON'BLE MRS. JUSTICE MITALI THAKURIA

ORDER

26-06-2026

Heard Ms. S. G. Baruah, learned counsel for the petitioner and Mr. R. J. Baruah, learned Additional Public Prosecutor, Assam.

2. This is an application under Section 482 BNSS, 2023 praying for grant of pre-arrest bail to the accused/petitioner, namely, **Alal Uddin** who is

apprehending arrest in connection with **Bihpuria P.S. Case No. 78/2026** (corresponding to G. R. Case No. 426/2026) under Section 305 of BNS, 2023.

3. It is submitted by Ms. Baruah, learned counsel that the present petitioner is innocent and he has not committed any such offence as alleged in the FIR. Further on the basis of statement of a co-accused, one seizure was made in his house, wherefrom some articles were seized, which were not even mentioned in the FIR and some articles which were mentioned in the FIR, namely, water motor and bath fittings etc., is very common of having them in houses of any person and at the relevant time of incident some construction work was going on in the house of the present petitioner. The petitioner is not aware about any theft, nor he was associated with the alleged offence.

4. However, the petitioner is still ready and willing to extend his cooperation in the further investigation of the case, if he is granted with some interim protection.

5. Mr. Baruah, learned APP raised objection and submitted that 3 numbers of water motor cannot be found in possession of a person at the same time and accordingly, he insisted to call for the case diary.

6. Considering the submissions made by the learned counsel for the parties, other aspects of the case, I find it a fit case to extend the privilege of interim pre-arrest bail to the present accused/petitioner, till receipt of the case diary.

7. Accordingly, it is provided that in the event of arrest of the accused/petitioner, namely, **Alal Uddin** in connection with **Bihpuria P.S. Case No. 78/2026** (corresponding to G. R. Case No. 426/2026) under Section 305 of BNS, 2023, he shall be enlarged on interim pre-arrest bail on his executing a bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) only with one surety of

the like amount to the satisfaction of the arresting authority, subject to the following conditions:

- (i) that the petitioner shall appear before the Investigating Officer of the case within a period of 7 (seven) days from today to enable recording of his statement;
- (ii) that the petitioner shall fully co-operate with the investigation of the case and shall appear before the Investigating Officer as and when required in connection with the investigation of the aforesaid P.S. Case and
- (iii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer.

8. List the matter, accordingly, on **28.07.2026** for production of the updated Case diary.

JUDGE

Comparing Assistant