

GAHC010133072026



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

Case No. : AB/1507/2026

ANOWAR HUSSAIN KHAN AND 4 ORS
S/O- LT. SURAT KHAN, R/O- VILL.- FULKIPARA, P.O. AND P.S. HOWLY, DIST.
BARPETA, ASSAM, PIN- 781316.

2: SHAHADAT ALI KHAN
S/O- ANOWAR HUSSAIN
R/O- VILL.- FULKIPARA
P.O. AND P.S. HOWLY
DIST. BARPETA
ASSAM
PIN- 781316.

3: SHAHAB ALI KHAN
S/O- ANOWAR HUSSAIN
R/O- VILL.- FULKIPARA
P.O. AND P.S. HOWLY
DIST. BARPETA
ASSAM
PIN- 781316.

4: SHAHANUR ISLAM KHAN
S/O- ANOWAR HUSSAIN
R/O- VILL.- FULKIPARA
P.O. AND P.S. HOWLY
DIST. BARPETA
ASSAM
PIN- 781316.

5: SALEHA BEGUM
W/O- ANOWAR HUSSAIN
R/O- VILL.- FULKIPARA
P.O. AND P.S. HOWLY
DIST. BARPETA
ASSAM

PIN- 781316

VERSUS

THE STATE OF ASSAM
REPRESENTED BY PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MD B ISLAM, MR. A A MONDAL,MR A ALAM,MR. S UDDIN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 02.07.2026

- 1.** Heard learned counsel Mr. B. Islam for the petitioners, (1). Anowar Hussain Khan, (2). Shahadat Ali Khan, (3). Shahab Ali Khan, (4). Shahanur Islam Khan and (5). Saleha Begum. The petitioners have filed this application under Section 482 of the BNSS, 2023 with a prayer for anticipatory bail as they are apprehending arrest in connection with Howly P.S. Case No. 68/2026 under Sections 117(2)/118(2)/329/189/191(3) of the BNS.
- 2.** Heard Ms. S. H. Bora, learned Addl. Public Prosecutor for the State of Assam.
- 3.** The allegation against the petitioners is that they have grievously assaulted the informant and his son causing head injuries of grievous nature with an iron rod and sharp weapons, etc. It is submitted on behalf of the petitioner No.5, that she is an elderly lady, aged 52 years. It is prayed that she may not be forwarded to custody, as she has pledged to

cooperate with the investigation.

4. It appears that interim bail may be granted to the petitioner No.5, i.e., to the Saleha Begum up to 17.07.2026. Thereby, in the event of her arrest, the petitioner No.5, shall be enlarged on interim bail of Rs. 30,000/- with a suitable surety of like amount, to the satisfaction of the arresting authority subject to the following conditions:

i) the petitioner No.5, i.e., Saleha Begum shall appear before the I.O. within one week from today and shall cooperate with the investigation,

ii) Petitioner No. 5 shall not threaten or intimidate any witness, nor shall she tamper with the evidence in any manner.

5. On breach of any of the above conditions, the interim bail shall automatically stand cancelled.

6. The prayer for interim bail of the other petitioners is not considered at this stage.

7. Call for the Case Diary.

8. List this matter again on 17.07.2026.

JUDGE

Comparing Assistant