

GAHC010142412026



2026:GAU-AS:10559

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

Case No. : AB/1566/2026

BIMAL SING NARZARY
S/O LATE MAREN NARZARY VILLAGE BAHBARI KAMARIKATA P.S.
TAMULPUR DISTRICT TAMULPUR BTR, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR M AHMED, N. CHOUDHURY, MR A. ALI, A. K. KANU

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

31.07.2026

Heard Mr. M. Ahmed, learned counsel for the applicant and Mr. B. Sharma, learned Additional Public Prosecutor for the State respondent.

2. Pursuant to the Order dated 15.07.2026, Mr. Sharma has produced the case diary before this Court and on the basis of the materials collected so far in the case

diary, Mr. Sharma has contended to dismiss the petition, as in the statement under Sections 180 & 183 of the BNS, 2023, the victim has clearly implicated the accused with the offences alleged in the FIR.

3. Mr. Ahmed, learned counsel for the applicant submits that pursuant to the Order dated 15.07.2026, the applicant has appeared before the Investigating Officer and his statement has also been recorded and he will cooperate with the investigating agency and therefore, it is contended to make the interim order dated 15.07.2026, absolute, in the same terms and conditions.

4. Having heard the submissions of the learned counsel for both the parties, this Court has carefully gone through the petition and the documents placed on record and also perused the case diary, with the assistance of Mr. B. Sharma, learned APP for the State respondent.

5. It appears that the I.O. has examined the witnesses and the investigation of the case has also progressed significantly.

6. It also appears that the applicant has been granted the privilege of pre-arrest bail by a Co-ordinate Bench of this Court, vide order, dated 15.07.2026, and there is no allegation of misusing the liberty, so granted to him vide order dated 15.07.2026. Further, it appears that the victim has refused the medical examination.

7. Thus, considering the progress of investigation and also considering the fact that the applicant has extended cooperation with the investigating agency, his custodial interrogation seems to be unwarranted in this case and accordingly, the interim order dated 15.07.2026, is hereby made absolute, in the same terms and

conditions.

8. Case diary be returned.

JUDGE

Comparing Assistant