

GAHC010079232021



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

**Case No. : I.A.(Crl.)/256/2021**

SOHRAB KHAN  
S/O. LATE JALIL KHAN, R/O. SALEMPUR, P.O. BAJAORA, P.S. DOBHI, DIST.  
GAYA, BIHAR- 824201

VERSUS

THE UNION OF INDIA AND ANR.  
REP. BY NCB

2:ANJANI KUMAR  
INTELLIGENCE OFFICER  
NARCOTICS CONTROL BUREAU  
GUWAHATI ZONAL UNIT  
VIP ROAD  
RUPKUNWAR PATH  
CHACHAL  
GHY- 2

**Advocate for the Petitioner : MS. A MESEN**

**Advocate for the Respondent : SC, NCB**

Linked Case : Crl.A./360/2019

SHRI RAM MILAN AND ANR  
S/O- LATE SHIV KUMAR  
R/O- UNCHAHAR  
P.O. BAJAORA

P.S. UNCHAHAR  
DIST.- RAEBARELI  
UTTAR PRADESH- 229404.

2: MD. ABDUL KALAM  
S/O- MD. SAIFULLAH  
R/O- MINUTHONG GOLAPATTI  
P.O. BAJAORA  
P.S. PROMPAT  
DIST.- IMPHAL EAST  
MANIPUR- 795005.  
VERSUS

THE UNION OF INDIA AND ANR  
REP. BY NCB

2:ANJANI KUMAR  
INTELLIGENCE OFFICER  
NARCOTICS CONTROL BUREAU  
GUWAHATI ZONAL UNIT  
VIP ROAD  
RUPKUNWAR PATH CHACHAL  
GUWAHATI- 781022.

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Advocate for : MS. S K NARGIS  
Advocate for : SC  
NCB appearing for THE UNION OF INDIA AND ANR

Linked Case : CrI.A./393/2019

MD. SOHRAB KHAN  
S/O- LATE JALIL KHAN  
R/O- SALEMPUR  
P.O. BAJAORA  
P.S. DOBHI  
DIST.- GAYA  
BIHAR- 824201.

VERSUS

THE UNION OF INDIA AND ANR  
REP. BY NCB.

2:ANJANI KUMAR  
INTELLIGENCE OFFICER

NARCOTICS CONTROL BUREAU  
GUWAHATI ZONAL UNIT  
VIP ROAD  
RUPKUNWAR PATH  
CHACHAL  
GUWAHATI- 781022.

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Advocate for : MR A K AZAD  
Advocate for : SC  
NCB appearing for THE UNION OF INDIA AND ANR

Linked Case : CrI.A./288/2019

MD. MUJIBUR RAHMAN  
S/O- MD. SAIFULLAH OF HATTA  
P.O. AND P.S. POROMPAT  
IMPHAL EAST DISTRICT  
MANIPUR  
PIN- 795005.

VERSUS

NARCOTICS CONTROL BUREAU  
INDIA

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Advocate for : MR H R A CHOUDHURY  
Advocate for : SC  
NCB appearing for NARCOTICS CONTROL BUREAU

**BEFORE**

**HON'BLE THE CHIEF JUSTICE MR. SUDHANSHU DHULIA**  
**HON'BLE MR. JUSTICE MANASH RANJAN PATHAK**

05.05.2021

(Sudhanshu Dhulia, CJ)

The matter is taken up on virtual mode.

Heard Mr. H.R.A. Choudhury, learned senior counsel for the applicant. Also heard Ms. P. Das, learned Standing Counsel, NCB Department, Assam.

The applicant/appellant was convicted under Section 17(c) of the NDPS Act and sentenced for 20 years rigorous imprisonment. The applicant/appellant has already undergone jail sentence for five years and now has moved an application for his temporary bail on ground that his wife is seriously ill.

Opportunity was given to the NCB Department, Assam to verify the facts and file its objections. These objections have not been filed yet.

As a last opportunity, we give three weeks' further time to the NCB Department, Assam and no more, to file such objections.

List on 01.06.2021.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**