

GAHC010150772025



2026:GAU-AS:3861

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

Case No. : AB/1644/2025

MD. RAFIKUL HAQUE @ MD. RAFIQUUL HOQUE AND ANR
S/O- MD. ABDUR RAHMAN.
R/O- VILL.- BORGAON, P.S.- BAIHATA CHARIALI, DIST.- KAMRUP, ASSAM,
PIN-781381.

2: MD. MINARUL HAQUE @ MD. MINARUL HOQUE
S/O- MD. PAHAR ALI.
R/O- VILL.- TULAMATI
P.S.- BAIHATA CHARIALI
DIST.- KAMRUP
ASSAM
PIN-781381

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM.

Advocate for the Petitioner : MR D MEDHI, MR K THAKUR,MR. S SARKAR

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MRS. JUSTICE MITALI THAKURIA

ORDER

Date : 17-03-2026

Heard Mr. D. Medhi, the learned counsel for the petitioners. Also heard Mr. P. Borthakur, the learned Additional Public Prosecutor appearing on behalf of State respondent.

2. This is an application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 for granting pre-arrest bail to the petitioners, namely, **[1] Md. Rafikul Haque @ Md. Rafiqul Hoque and [2] Md. Minarul Haque @ Md. Minarul Hoque** in connection with Missamari police station, in the district of Sonitpur, Assam in non-bailable sections of BNS.

3. Case Diary received. Perused the same.

4. It is submitted by Mr. Medhi, the learned counsel for the petitioner that there was some dispute in regards to two vehicles which has already been returned back and payment has also been made accordingly. Further, he submitted that pursuant to order dated 13.08.2025, the petitioner appeared before the I/O and extended his cooperation in the investigation of this case. He is still ready and willing to extend his cooperation, if it is needed by the I/O.

5. Mr. Borthakur, the learned Addl. PP submitted in this regard that the petitioner accordingly appeared before the I/O and he has cooperated in the investigation of this case.

6. Considering the submission made by learned counsel for both sides, nature of allegation and the materials available in the Case Dairy, I find that custodial interrogation may not be required for the purpose of investigation.

7. In view of this, the order of interim pre-arrest bail dated 13.08.2025 is hereby made absolute with the same terms and conditions.

8. With the above observations, this anticipatory bail application stands disposed of.

JUDGE

Comparing Assistant