

GAHC010165962026



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

Case No. : AB/1836/2026

PRAKASH GOGOI
S/O ANIL GOGOI, R/O OF LEKANG H.Q, NAMSAL, MAHADEVPUR, PIN
792105, ARUNACHAL PRADESH

VERSUS

THE STATE OF ASSAM
REPRESENT BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. S K TALUKDAR, MRS M DEKA, K A SODIAL, MR. J M A
CHOUDHURY

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

Date : -11.08.2026

Heard Mr. S. K. Talukdar, learned counsel for the petitioner. Also heard Mr. B. Sarma, learned Additional Public Prosecutor appearing for the State of Assam.

2. This is an application under Section 482 of the BNSS, 2023 whereby the

petitioner, namely, Prakash Gogoi is seeking Anticipatory Bail apprehending arrest in connection with an FIR, which is registered as Duliajan Police Case No. 94/2026 registered under Sections 69/89/117(2)/316(2) of BNS, 2023.

3. As per the allegations made in the FIR, the victim lady and the petitioner were in a relationship for the last four years prior to the lodging of the FIR. It is alleged that, being in a relationship on a promise of marriage, the informant lady consented to sexual intercourse and that such physical relationship continued throughout the said period. In the course of such relationship, the informant also gave certain amounts of cash and other articles to the petitioner, but ultimately, the petitioner refused to marry the informant.

4. Learned counsel for the petitioner submits that there was no deception on the part of the petitioner and that the relationship was consensual, with no element of force involved. It is, therefore, submitted that, at this stage, there is no necessity for custodial interrogation of the petitioner.

5. Call for the Case Diary.

6. Having regard to the nature of allegation, it is provided that the petitioner in the event of his arrest in connection with this case; he may be allowed to go on interim bail on furnishing a bail bond of Rs. 50,000/- (Rupees fifty thousand) only with two sureties of the like amount to the satisfaction of the Arresting Authority.

7. It is further provided that the petitioner shall appear before the Investigating Officer within a period of 10 (ten) days from today for the purpose of interrogation and that they shall not try to influence or intimidate the witnesses or tamper with the evidence in any manner.

- 8.** Violation of any such bail conditions shall entail cancellation of the bail.
- 9.** List this matter again on 28.08.2026.

JUDGE

Comparing Assistant