

GAHC010172882026



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

Case No. : AB/1902/2026

RIYAJ ALI
S/O CHADHULLA, R/O VILL BARBUKIA, PO ATHGHARIA, PS NALBARI,
DIST NALBARI, ASSAM, PIN 781347

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MS. T SOM, MS. A MAHANTA, MR. U HAZARIKA

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR**

ORDER

17.08.2026

Heard Ms. T. Som, learned counsel for the petitioner. Also heard Mr. B. Sharma, learned Additional Public Prosecutor for the State.

2. The petitioner, namely, **Riyaj Ali**, has filed this application under Section 482 BNSS, 2023, with prayer for pre-arrest bail, in connection with **Nalbari P.S. Case No. 150/2026**, registered under Sections **221/132 of BNS, R/W Section 135** of the Electricity Act, 2003.

3. The learned counsel for the petitioner has submitted that the petitioner had used 2 HP pump to take out water from the flooded fields. She further submits that even if it is assumed that the petitioner had obstructed the team from the Nalbari Electrical Sub-division-2 from confiscating the motor, in the present circumstances, the custodial interrogation of the petitioner may not be necessary.

4. The learned Additional Public Prosecutor has submitted that the case diary may be called for to see the further progress of the investigation.

5. Call for the case diary.

6. In the meantime, the petitioner shall appear before the investigating authority of the case on or before 27.08.2026 to participate and cooperate in the investigation.

7. In the event of the arrest of the petitioner prior to the next date of listing, the above-named petitioner is to be enlarged **on interim bail of Rs. 5,000/- (Rupees Five Thousand)** only with a suitable surety of the like amount to the satisfaction of the Arresting Authority.

8. List the matter on 14.09.2026.

JUDGE

Comparing Assistant