

GAHC010177372025



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

Case No. : AB/1929/2025

SHRI. KETAN KUMAR PATEL AND ORS
S/O- KIRIT KUMAR PATEL,
R/O- 1/6, ROWLAND ROAD, 2ND FLOOR, L.R. SARANI, KOLKATA, WEST
BENGAL-700020.

2: SMTI. NEERA BHATNAGAR
W/O- SAMEER BHATNAGAR.
R/O- K-94
HAUZ KHAS ENCLAVE
HAUZ KHAZ
SOUTH DELHI
NEW DELHI-110016.

3: SMTI. KUSUMBEN K. PATEL
D/O- PUNJA BHAI.
R/O- 1/6
ROWLAND ROAD
2ND FLOOR
L.R. SARANI
KOLKATA
WEST BENGAL-700020.

4: SMTI. ANURADHA PATEL.
D/O- H.C. PATEL.
R/O- 1/6
ROWLAND ROAD
2ND FLOOR
L.R. SARANI
KOLKATA
WEST BENGAL-700020.

5: SHRI. KIRIT KUMAR PATERL.
S/O- MANIBHAI PATEL.
R/O- 1/6

ROWLAND ROAD
2ND FLOOR
L.R. SARANI
KOLKATA
WEST BENGAL-700020

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM.

Advocate for the Petitioner : MR. P BORA, MR M SAHEWALLA, MS K
BHATTACHARYYA, MR H K SARMA

Advocate for the Respondent : PP, ASSAM, MR. M R SODIAL (INFORMANT), MR. M L PANDIA
(INFORMANT)

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

18.02.2026

Heard Mr. P. Bora, learned senior counsel, assisted by Ms. K. Sarma, learned counsel appearing for the petitioners. Also heard Mr. B. Sharma, learned Additional Public Prosecutor, Assam. Also heard Mr. M.L. Pandia, learned counsel appearing for the informant.

By this application filed under Section 482 of the BNSS, 2023, the petitioners, namely, (1) Shri Ketan Kumar Patel; (2) Smti Neera Bhatnagar; (3) Smti. Kusumben K. Patel; (4) Smti. Anuradha Patel; and (5) Shri Kirit Kumar Patel, who apprehend arrest in connection with Jakhalabandha P.S. Case No. 98/2024, have prayed for pre-arrest bail.

The learned counsel for informant has submitted that there is an apprehension that the petitioners may not participate in the trial if the case is put up on charge sheet. Further, the learned counsel for the informant has submitted before this court that this is a case where there is breach of trust and, therefore, privilege of pre-arrest bail should not be granted to the petitioners.

I have gone through the FIR and also heard the learned Additional Public Prosecutor on the

contents of the Case Diary.

Considering entire aspect of the matter, this court is of the opinion that in the present circumstances, custodial interrogation of the petitioners is not necessary and this is a fit case to grant privilege of pre-arrest bail to the petitioners. Hence, the prayer for pre-arrest bail of the petitioners is allowed.

Accordingly, the interim order dated 11.08.2025 passed by this Court is made absolute.

The bail application is disposed of.

Case Diary shall be returned.

JUDGE

Comparing Assistant