

GAHC010205292025



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

Case No. : AB/2232/2025

ABDUL ROSID
SON OF SAFIKUL ISLAM ALIAS SOFIKUL ISLAM, R/O VILLAGE DAKSHIN
MAKRA, P.O. SILBARI, ABADIPARA, P.S. BIJNI, DIST. CHIRANG, ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP, ASSAM

Advocate for the Petitioner : MR. M I HUSSAIN, MR. S M RAHMAN, R KHA, MS. P AHMED

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA

ORDER

11.09.2025

- 1.** Heard Mr. M.I. Hussain, the learned counsel for the petitioner. Also heard Mr. K.K. Parasar, the learned Additional Public Prosecutor appearing for the State of Assam.
- 2.** This application under Section 482 of the Bharatiya Nagarik

Suraksha Sanhita, 2023 has been filed by the petitioner, namely, Abdul Rosid, who is apprehending his arrest, in connection with Bijni P.S. Case No. 99/2025 under Sections 61(2)/318(4)/316(2)/316(5)/317(4) of BNS, 2023 read with Sections 66C/66D of IT Act, 2000.

3. The gist of accusation in this case is that on 21.07.2025, one Ibrahim Khalil had lodged an FIR before the Officer-in-Charge of Bijni Police Station, *inter alia*, alleging that one Afsaruddin had taken the Bank Passbook of the wife of the informant, as well as one Jio Sim Card and ATM Card on the pretext of helping her in getting some money from Job Card.

4. It is alleged in the FIR that the informant's wife, later on came to notice some suspicious transactions of about Rs. 1,13,000/- in her bank account. Later on, the informant came to know that said Afsaruddin has used the bank account of the wife of the informant for commission of Cyber Financial Fraud.

5. The learned counsel for the petitioner has submitted that the petitioner has not been named in the FIR, however, the police has visited his house searching for him.

6. The learned counsel for the petitioner further submits that one Akher Ali, with whom the petitioner does not have good relationship, was named in the FIR and he has been arrested and the petitioner suspects that the said Akher Ali might have implicated the petitioner in the alleged offence falsely. He further submits that the petitioner is ready to co-operate in the investigation.

7. On the other hand, the learned Additional Public Prosecutor submits that considering the nature of accusation levelled in the FIR, Case Diary may be called for.

8. Let the Case Diary be called for.

9. Let this case be listed on 22nd October, 2025.

10. In the meanwhile, considering the submissions made by the learned counsel for the petitioner, as discussed in the foregoing paragraphs, the above-named petitioner is hereby directed to appear before the Investigating Officer of Bijni P.S. Case No. 99/2025, within a period of 7(seven) days from the date of this order and co-operate in the investigation. If he does so within the stipulated period of time, in the event of his arrest in the aforesaid case, he shall be allowed to go on interim bail of Rs. 30,000/- with a suitable surety of like amount, subject to the satisfaction of the arresting authority with following conditions that:-

(i) the petitioner shall appear before the Investigating Police Officer within 7(seven) days from the date of this order and shall co-operate with the investigation; and

(ii) the petitioner shall not directly or indirectly make any inducement, threat or promise to the informant or to any other person who may be acquainted with the facts of the case so as to dissuade such person from disclosing such facts before the Investigating Officer or to any Court.

11. List accordingly.

JUDGE

Comparing Assistant