

GAHC010218222026



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

Case No. : AB/2456/2026

SRI SUMIT AGARWAL
S/O- LATE RAM NIWAS AGARWAL, AGE 40 YRS,
RESIDENT OF FLAT NO 301, SWEDA TOWER BILLPARA ROAD,
CHATRIBARI ,GUWAHATI , PIN-781008, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE LEARNED PUBLIC PROSECUTOR ASSAM

Advocate for the Petitioner : MD F FARIDI, ARIF KHAN,MR SARFRAZ NAWAZ

Advocate for the Respondent : PP, ASSAM,

**BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN**

ORDER

Date : 01.10.2026

Heard Mr. S. Nawaz, the learned counsel for the petitioner and Mr. B. Sarma, the learned Addl. Public Prosecutor for the State of Assam.

2. By this application filed under Section 482 of the BNSS, 2023, the petitioner has prayed for transit anticipatory bail in connection with FIR Case No. 0821, dated 08.09.2026, registered under Section 316(2), 318(4) and 351(2) of the BNS, 2023, lodged at Police Station: Kharagpur Local, Paschim Medinipur, West Bengal, India, for a reasonable period so as to enable the petitioner to approach the competent Court in the State of West Bengal for seeking appropriate relief.

3. The learned counsel for the petitioner submits that, the police personnel from the Police Station Kharagpur Local, Paschim Medinipur, West Bengal, had informed the local Police Station, who had informed the petitioner about the said case and who had also informed him that he should go and appear before the concerned police station on 26-09-2026, but the learned counsel for the petitioner submits that, the petitioner could not go and appear on that day, due to the birth of his baby and also due to the fact that, he was informed only one day prior to that. He as such submits that, transit anticipatory bail be granted to him, in order to enable him to appear before the concerned police station.

4. The learned counsel for the petitioner submits that, the facts of the case are that the petitioner had some financial dispute with the contractor as well as the sub-contractor and the FIR was lodged in pursuance to the same.

5. Mr. B. Sarma, the learned Addl. Public Prosecutor for the State, in his usual fairness, has not objected to the same and had stated that the petitioner may file the appropriate application before the concerned jurisdictional court.

6. Upon consideration of the submissions made by the learned counsel for the petitioner as well as the Government, this court directs for issuance of transit anticipatory bail for a period of 15 days, within which, the petitioner would approach the concerned Court of West Bengal within the said stipulated time and obtain relief if any.

7. With the above observations and findings, the AB application stand disposed of.

JUDGE

Comparing Assistant