

GAHC010259442025



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

Case No. : I.A.(CrI.)/1262/2025

MD ABU SAMA AND ANR
S/O RAMJAN ALI
VILL. NIZ DHING
BALIGAON
P.S. DHING
DIST. NAGAON
ASSAM.

2: RASIDUL ISLAM
S/O LATE SAHAB UDDIN
VILL. CHALCHALI KATIMARI GRANT
P.S. NAGAON SADAR
DIST. NAGAON
ASSAM.
VERSUS

THE STATE OF ASSAM AND ANR
REP BY THE PP
ASSAM

2:SWMDWN SWARGIARY
SI OF POLICE
S/O SRI LALIT CH. SWARGIARY
THROUGH DGP ASSAM
ULUBARI
GUWAHATI 781007

Advocate for : MR M H AHMED
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM AND ANR

**BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR**

ORDER

Date : 18.03.2026

The Trial Court Record has been received.

The learned counsel for the petitioner has submitted that the appellants have already undergone a period of around 3 years of incarceration from the date of the arrest.

The learned counsel for the appellant has submitted that there are enough and more grounds for the appeal to be considered in the positive and there is a sufficient chance that the appellant may be acquitted in the matter.

The learned Addl. P.P has submitted that the appeal may be taken up for consideration.

Having gone through the Trial Court records cursorily and also in view of the fact that the appellants have already undergone nearly 3 years of custody, this Court is of the opinion that the petitioner can be allowed the privilege of bail during the pendency of appeal.

Accordingly, the petitioners shall be released on bail on furnishing bond of Rs. 50,000/- each with two sureties of the like amount to the satisfaction of Special Judge, NDPS, Karbi Anglong. The learned Trial Court shall have the liberty to impose such conditions upon the petitioners to ensure that they

surrender before the Court, in case the appeal does not succeed.

Interlocutory application stands disposed of.

JUDGE

Comparing Assistant