

GAHC010279262025



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

Case No. : AB/2971/2025

SAMSUL HAQUE
SON OF BAHARUL ISLAM
RESIDEN TOF VILL- CHAPATAL, P.S. TAMULPUR, DIST. TAMULPUR,
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR. P K MUNIR, MR. A. GAYAN

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

18.12.2025

1. Heard Mr. P. K. Munir, learned counsel for the petitioner and Mr. R. J. Baruah, learned Additional Public prosecutor, Assam.
2. This petition under Section 482 BNSS is filed by the petitioner,

namely, **Samsul Haque**, apprehending arrest in connection with **Pathsala PS Case No. 94/2025** registered u/s **109(1)/118(2)/126(2)/131/3(5)/302 of BNS.**

3. Case diary as called for is received.
4. The gist of allegation is that on 01.11.2025 at night the informant was beaten by a dog whereupon he went to the hospital along with his friend/neighbor, Dipankar Talukdar for taking vaccination and when they reached the hospital some persons upon seeing them shouted "kill him" he will attain heaven and thereafter, all of them attacked the informant and his friend without any provocation. It is alleged that one of the attackers hit the informant on his head with a rod and tried to attack him with a knife and another of them kicked him on his face and private parts.
5. It is submitted by the learned counsel for the petitioner that two similarly placed petitioners were granted regular bail by this Court vide order dated 02.12.2025 in BA 3698/2025. It is also submitted that the petitioner is not named in the FIR.
6. Learned Additional Public Prosecutor objected the prayer for bail at this stage and prays for calling for the case diary.
7. Call for the case diary from the concerned PS.
8. However, in that circumstances, the petitioner named above, shall be released on **interim** pre-arrest bail, in connection with the above noted case, on furnishing bail bond of **Rs. 30,000/-** with one surety of like amount each to the satisfaction of the arresting authority, subject, of course, to the following conditions that the petitioners:

(a) shall co-operate with the investigation and make himself

available for examination;

(b) shall not hamper or tamper with the evidence of the case.

(C) shall not misuse his liberty to commit any act which is prejudicial for social and communal harmony.

9. List the matter 21.01.2026.

JUDGE

Comparing Assistant