

GAHC040002082026



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

Case No. : AB/9/2026

Marba Nalo
Son of Momar Nalo, resident of Nalo Nam Near Gompa, O Point Itanagar, PO and PS
Itanagar, Papum Pare District, Arunachal Pradesh.

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Reken Ingo, Kipa Yabi, Jumken Ete, Aruna Rai, S D Loda

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 13.02.2026

Heard Mr. R. Ingo, learned counsel for the applicant. Also heard Mr. G. Tado, learned Additional Public Prosecutor for the State respondent.

2. The applicant has filed this application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking grant of pre-arrest bail, apprehending his arrest in connection with Itanagar WPS Case No. 09/2026, registered under Sections 93/117(2)/125 (b)/143(4)/127(4)/146 of the BNS, 2023, read with

Section 14 (i) Child Labour (Prohibition and Regulation) Act read with Section 75 JJ Act.

3. The case of the petitioner is that based on the report and complaint dated 07.02.2026 lodged by the Chairperson of ICR, Child Welfare Committee, Capital Complex, Itanagar, the aforesaid WPS Case has been registered. In connection with the said case, the main accused, namely, Smti Chide Doke, has been arrested on 07.02.2026.

4. The learned counsel for the petitioner submits that the arrested accused is the daughter-in-law of the present petitioner and only because the main accused happens to be the daughter-in-law of the petitioner, his wife, namely, Smti Yanga Gongo, was arrested on 11.02.2026, however, she has been subsequently released on 12.02.2026 by the learned Judicial Magistrate, First Class, Yupia. As his wife has been arrested in connection with the above WPS only because the main accused happens to be the daughter-in-law/family, the petitioner, although no allegation has been made against him has a reasonable apprehension that he may also be arrested in connection with the aforementioned case, and cause unnecessary harassment. Hence, this application seeking pre-arrest bail.

5. Call for the scanned copy of Case Diary.

6. Issue notice to the respondent.

7. Since, Mr. Tado, learned Additional Public Prosecutor enters and accepts notice on behalf of the State, no formal notice need be issued. However, requisite extra copies of the petition be furnished to him during the course of the day, if not already furnished.

8. In the meantime, it is provided that in the event of arrest of the accused/applicant, namely, **Shri Marba Nalo** in connection with Itanagar WPS Case No. 09/2026, registered under Sections 93/117(2)/125 (b)/143(4)/127(4)/146 of the BNS, 2023, read with Section 14 (i) Child Labour (Prohibition and Regulation) Act read with Section 75 JJ Act, he shall be released on interim anticipatory bail upon furnishing a bail bond of Rs. 25,000/- (Rupees twenty-five thousand) only with one surety of like amount to the satisfaction of the arresting authority, subject to the following conditions:

- (i) that the accused/applicant shall co-operate and appear before the Investigating Officer as and when called for in connection with the investigation of the aforesaid Women P.S. Case; and
- (ii) that the accused/applicant shall not try to contact, intimidate or threatened the witnesses including the victim or any of her family.
- (iii) that the accused/applicant shall not try to influence or coerce the witnesses connected to the instant case and shall not tamper with the evidence in any manner.
- (iv) In the event of violation of any of the above conditions, the interim anticipatory bail shall automatically stand cancelled.

9. List the matter on 18.02.2026.

JUDGE

Comparing Assistant