GAHC040002112026

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

Case No. : AB/12/2026

Nama Nabam
Son of Late Pile Nabam, Mobuso-1 Village, PO and PS Seijosa, Pakke Kessang District, Arunachal Pradesh.

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : T T Tara, Khoda Apa,Gamken Bam

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 13.02.2026

Heard Mr. T. T. Tara, learned counsel for the applicant. Also heard Mr. D. Loyi, learned 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 Seijosa P.S. Case No. 01/2026, registered under Sections 136(2), 74, 132, 189(2), 324(3)/351(2) of the BNS, 2023.

3. At the outset, the learned counsel for the petitioner submits that the copy of the FIR could not be obtained at the time of filing this application due to denial of the police even after repeated request made for furnishing copy of the FIR. However, the case number and the sections registered against the accused/applicant have been provided by the Officer-In-Charge of Seijosa Police Station being the case No. 01/2026 under Sections 136(2), 74, 132, 189(2), 324(3)/351(2) of the BNS, stating that the copy of the FIR is available online in the official portal. Although, efforts have been made to download the copy of the FIR, but the same could not be downloaded due to which the copy of the FIR has not been annexed in this bail application.

4. The learned counsel for the petitioner submits that the accused/applicant is innocent of all allegations against him in the above registered case; however, since he is the named accused in the aforesaid FIR, he has a reasonable apprehension that he may be arrested in connection with the above Seijosa PS Case only to cause unnecessary harassment. Hence this application seeking pre-

arrest bail.

5. Mr. Loyi, learned Public Prosecutor fairly submitted that on receipt of the application filed by the petitioner, he has made an effort to obtain the copy of the FIR from the concerned police station. However, he could not contact nor any message could be delivered. Accordingly, he prays for some time to produce the copy of the FIR as well as the scanned copy of the Case Diary.

6. The prayer is allowed.

7. Call for the scanned copy of Case Diary.

6. Issue notice to the respondent.

7. List it on 23.02.2026.

8. Since, Mr. Loyi, learned Public Prosecutor enters appearance 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.

8. In the meantime, till the returnable date, in the event of arrest of the accused/applicant, namely, **Shri Nama Nabam**, in connection with Seijosa P.S. Case No. 01/2026, registered under Sections 136(2)/74/ 132/189(2)/324(3)/351(2) of the BNS, 2023, he shall be released on interim anticipatory bail upon furnishing a bail bond of Rs. 50,000/- (Rupees fifty thousand) only with one surety of like amount to the satisfaction of the arresting authority, subject to the following terms and conditions:

(i) that the accused/applicant shall co-operate with the investigation and appear before the Investigating Officer as and when called for in connection with the investigation of the aforesaid W.P.S. Case;

(ii) that the accused/applicant shall not directly or indirectly make any inducement, threat or promise to any witnesses in any manner whatsoever;

(iii) that accused/applicant shall not leave the jurisdiction of the Court without prior permission; and

(iv) In the event of violation of any of the above conditions, the interim anticipatory bail shall automatically stand cancelled.

9. As prayed for, list the matter on 23.02.2026.

JUDGE

Comparing Assistant