

GAHC040004042026



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

Case No. : AB/28/2026

Bivash Chakraborty
Son of Biman Chakraborty,
resident of Church Road,
Dimapur MC,
District Dimapur,
Nagaland.
797112

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : D Medhi,

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 23.03.2026

Heard Mr. D. Medhi, learned counsel for the applicant and Ms. T. Jini, learned Additional Public Prosecutor for the State.

2. This application has been filed under Section 482 of the BNSS, 2026 seeking grant of pre-arrest bail in connection with Pasighat P.S. Case No.

07/2026 under Sections 319(2)/3(5) of the BNS, 2023.

3. Mr. Medhi, learned counsel for the applicant submits that the applicant is innocent and not at all connected with the alleged case, rather he is a victim of a circumstances for which he earlier on 26.12.2025, had lodged an FIR before the Officer-in-Charge, Dispur Police Station, Guwahati against one *Sri Rupjyoti Das*, for delivery of vehicle including the Mahindra XUV 700 being registered as AS-01-FJ-6309, instead of Scorpio S11 and for handing over the same vehicles to multiple unknown persons without his consent or knowledge and further, he suspected that *Sri Rupjyoti Das* had received money from 3rd party. Since the said FIR against *Sri Rupjyoti Das* is pending before the Dispur Police Station, the present FIR i.e. Pasighat P.S. Case No. 07/2026 is not maintainable against him.

4. Issue Notice.

5. Call for the scanned copy of the Case Diary.

6. In the meantime, till the returnable date, in the event the applicant is arrested in connection with Pasighat P.S. Case No. 07/2026 under Sections 319(2)/3(5) of the BNS, 2023, he shall be released on interim pre-arrest bail on furnishing a bail bond of Rs.50,000/- (Rupees Fifty Thousand) with one surety of like amount to the satisfaction of the arresting authority subject to the following conditions:

- i. That the accused applicant shall appear before the I.O. of the case within 10 (ten) days from today;
- ii. That the accused applicant shall cooperate and appear before the I.O. of the case as and when called for;
- iii. That the accused applicant shall not try to influence the

witnesses, tamper or hamper with the evidence of the case.

7. List again on **09.04.2026**.

JUDGE

Comparing Assistant