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

**Case No. : AB/2333/2026**

INNACH ALI ALIAS INNAS ALI
SON OF ICHAB ALI, RESIDENT OF ISLAMPUR NO 2, ISLAMPUR GAON,
POLICE STATION BIHPURIA, PIN 787054

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

**Advocate for the Petitioner** : MS. S G BARUAH, MS C SAIKIA,MR. B BORGOHAIN,MR B SAIKIA,MR. S NEOG

**Advocate for the Respondent** : PP, ASSAM,

**BEFORE**
**HONOURABLE MRS. JUSTICE SHAMIMA JAHAN**

**ORDER**

**Date : 15.10.2026**

Heard Ms. SG Baruah, learned Counsel for the petitioners and Mr. B. Sharma, learned Additional Public Prosecutor for the State.

2. By this application, the petitioner has prayed for pre arrest bail in connection with Bihpuria PS Case No. 166/2026 registered under Section

61(2)/318(4)/316(2)/178/179/180/3(5) of BNS, 2023. The FIR in connection with which the petitioner is apprehending arrest was lodged by the police personnel of Bongalmara Outpost stating inter alia that on an information that fake gold and fake Indian Currency Notes are in possession of one Nobi Hussain, the informant along with the team reached the house of the said Nobi Hussain and seized one golden color boat as well as one mobile phone. It is further stated in the FIR that during interrogation of said Nobi Hussain, it was found that fake gold was collected from the petitioner.

3. The learned Counsel for the petitioner submits that the offences alleged against the petitioner will not lie as no ingredients of cheating exists against him. Rest of the offences alleged are in relation to fake Indian Currency Notes, which are not connected with the petitioner.

4. On the other hand, Mr. B. Sharma, learned Additional Public Prosecutor for the State submits that the main accused is Nobi Hussain and he had named the petitioner that he collects gold from him.

5. Upon considerations of the submissions made by the learned Counsels for the parties, more so in view of the fact that the name of the petitioner was told by the co-accused, this Court deems it fit to enlarge the petitioner on pre arrest bail on furnishing of bail bond of Rs. 20,000/- with one local surety of the like amount to the satisfaction of the Arresting Authority under the following conditions:

i) the petitioner will appear before the Investigating Officer within 15 days from the date of the order.

ii) the petitioner will appear before the Investigating Officer thereafter as and when called for.

iii) the petitioner will not hamper, tamper with the evidence, neither influence the witnesses connected with the case.

iv) the petitioner will not leave the place of jurisdiction without the permission of the Arresting Authority.

6. Petition is disposed of.

**JUDGE**

**Comparing Assistant**