GAHC010217552026

2026:GAU-AS:15657

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

Case No. : Bail Appln./3046/2026

SHRI GHANA KANTA CHUTIA ALIAS RAJEN AND ANR
SON OF BHABA KANTA CHUTIA, RESIDENT OF VILLAGE NA-PAM BORDOIBAM, POLICE STATION AND POST OFFICE GHIALAMARA, LAKHIMPUR ASSAM, PIN 787053

2: DIGANTA CHUTIA
SON OF LATE GULAP CHUTIA
RESIDENT OF VILLAGE NA-PAM BORDOIBAM
POLICE STATION POST OFFICE GHIALAMARA
DISTRICT LAKHIMPUR ASSAM
PIN 78705

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE PUBLIC PROSECUTOR ASSAM,

Advocate for the Petitioner : ALHAJJ I UDDIN, MRS. ROMA ENGTIPI,MR ROBIUL HOQUE,MRS. R MOMTAZ

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

Date : 14.10. 2026

Heard Mr. A.I. Uddin, learned counsel appearing for the petitioner. Also

heard Mr. D.P. Goswami, learned Addl. P.P for the State.

2. The present petition is filed under Section 483 of the BNSS, 2023 for grant of regular bail to the petitioners, namely, **Shri Ghana Kanta Chutia @ Rajen and Diganta Chutia**, in connection with PRC Case No. 89/2026 arising out of Ghilamara Police Station Case No. 43 of 2026 registered under Sections 303 (2)/ 317 (2)/ 3 (5) BNS, 2023 R/W Sections 11 (1) (a) of the Prevention of Cruelty of Animals Act, 1960 R/W Sections 13 91) of the Assam Cattle Preservation Act, 2021.

3. The learned counsel for the petitioner has submitted that the petitioners have been languishing in custody since 03.09.2026 and the charge-sheet has already been submitted in the matter; further custodial interrogation of the petitioners may not be required in the event strict conditions are imposed for their participation in the trial proceedings.

4. The learned Addl. P.P. has submitted that there is sufficient evidence against the petitioner and, therefore, has opposed the prayer for bail.

5. I have heard the learned counsel for the petitioner, and I have perused the scanned copy of the TCR. Given the circumstances that the petitioners are now required to face trial upon completion of the investigation and keeping in view the length of detention, I am inclined to grant the privilege of bail to the petitioners.

6. Accordingly, it is provided that the petitioners shall be released on bail on furnishing a bail bond of Rs. 10,000/- with one surety of the like amount to the satisfaction of the learned Jurisdictional Magistrate, 1st Class, Dhakuakhana, who shall be at liberty to impose such other conditions as may be deemed fit to ensure the participation of the petitioners in the trial proceedings.

7. Accordingly, this bail application stands disposed of.

JUDGE

Comparing Assistant