GAHC010221172026

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

Case No. : Bail Appln./3149/2026

SAFIQUL RAHMAN
S/O LATE ABDUL AZIZ, R/O PUJA DUBI ROAD, WARD NO 3, PO AND PS JORHAT, DIST JORHAT, ASSAM, PIN 785001

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE LEARNED PUBLIC PROSECUTOR , ASSAM

Advocate for the Petitioner : MR D J BORO, M. K. BORAH,C SAIKIA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : **15.10.2026**

Heard Ms. C. Saikia, learned counsel for the accused applicant. Also heard Mr. K.K. Parasar, learned Additional Public Prosecutor appearing for the State.

2. This is an application under Section 483 of the BNSS, 2023 praying for granting regular bail to the accused applicant namely, Safiqul Rahman, who was

arrested on 12.08.2026, in connection with Demow P.S. Case No. 79/2026 under Sections 281/324(2)/117(3)/109 of the BNS, 2023.

3. An FIR was lodged on 10.08.2026 before the Officer-in-Charge, Demow Police Station alleging that while the informant was proceeding towards Demow on 09.08.2026 at around 12.40 pm in his Tata Sierra vehicle, it got involved in an accident with a Scorpio vehicle. The accident occurred due to the attempt of overtaking from the opposite side by the Scorpio vehicle. After the accident, both the parties decided to go to the police station. The informant's cousin brother Adipta Maut went along with the owner of the said Scorpio vehicle towards Demow Police Station. However, instead of going to the Demow Police Station, he took the vehicle to some other place and physically assaulted his cousin brother and thereafter fled away.

4. On the basis of the FIR, Police registered Demow P.S. Case No. 79/2026.

5. The learned counsel for the accused applicant submits that the victim has already been recovered. Since the accused applicant has already spent 65 days behind the bars, the accused applicant should be granted bail.

6. Case diary has been received and the same is perused.

The learned Additional Public Prosecutor has opposed the bail prayer.

7. Taking into account the entire facts and circumstances of the case, this Court is of the view that the accused applicant should be granted bail at this stage, as he has already spent 65 days behind the bars.

8. Accordingly, it is directed that the accused applicant named above shall be released on bail on furnishing bail bond of Rs.50,000/- with one surety of like nature to the satisfaction of learned CJM, Sivasagar, subject to the following conditions:-

(i) the accused applicant shall cooperate with the investigation and make himself available as and when called for;

(ii) the accused applicant shall not hamper or tamper with the evidence of the instant case;

In terms of the above, the instant application is disposed of.

JUDGE

Comparing Assistant