GAHC010232072026

2026:GAU-AS:15669

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

Case No. : Bail Appln./3337/2026

SRI JAHARUDDIN AHMED ALIAS BABUL
S/O HAFIZ ALI, R/O KAKOJAN ALI NEAR BRIDGE CHUBURI GAON, PS TEOK, DIST JORHAT, 785107, ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : A K GOGOI, A GOGOI

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : **14.10.2026**

Heard Mr. A.K. Gogoi, 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 Bharatiya Nagarik Suraksha

Sanhita, 2023 whereby the accused applicant, **Sri Jaharuddin Ahmed @ Babul,** has prayed for granting him bail after he was arrested in connection with Teok P.S. Case No.108/2026 under Sections 303(2)/317(4) BNS.

3. An FIR was lodged on 07.09.2026 by one Md. Mahmudul Hussain before the Officer-In-Charge of Lahdoigarh Police Station that two minor boys namely, Jakir Hussain and Rekibul Hussain have committed theft of electric wires from the residence of Md. Aajbir Hussain at Kakojan and sold those wires to one Md. Babul Ali.

4. On receipt of the FIR, police registered Teok P.S. Case No.108/2026 under the aforementioned Sections.

5. The learned counsel for the accused applicant submits that the wires were in fact stolen from the house of Aajbir Hussain, who is the brother-in-law of the accused applicant and he infact intimated police about the selling of the copper wires and accordingly, police has already arrested the minor boys as well as recovered the stolen wires. He submits that since the accused applicant has already spent 38 days behind Bars, further custodial detention in the instant case may not be required and therefore, he prays that bail may be granted to the accused applicant.

6. The learned Additional Public Prosecutor on the other hand prays for perusal of the case diary.

7. This Court has taken into consideration the allegations made in the FIR as well as the length of detention the accused applicant has already undergone and in consideration of the aforesaid, is of the view that the accused applicant should be granted bail.

8. Accordingly, it is directed that the accused applicant named above shall be

released on bail on furnishing bail bond of Rs.30,000/- with one surety of like nature to the satisfaction of learned CJM, Jorhat subject to the conditions that the accused applicant shall cooperate with the investigation and make himself available as and when called for.

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

JUDGE

Comparing Assistant