GAHC010235542026

2026:GAU-AS:15783

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

Case No. : Bail Appln./3393/2026

ALAMIN KHAN
S/O HUSSAIN KHAN RESIDENT OF VILLAGE MAJGAON P S
PATACHARKUCHI DISTRICT BAJALI ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR. R ALI, MR H A AHMED

Advocate for the Respondent : PP, ASSAM,

BEFORE

HON'BLE MR. JUSTICE SANJEEV KUMAR SHARMA

O R D E R

15.10.2026

Heard Mr. H.A. Ahmed, learned counsel for the petitioner. Also heard Mr. P. Borthakur, learned Addl. PP for the State.

2. This is an application under Section 483 of the BNSS, 2023 for granting regular bail to the petitioner, namely, Al-Amin Khan @ Alamin Khan, in connection with Howly P.S. Case No. 94/2026, registered under Sections 21(b)/ 29 of the NDPS Act.

3. The allegation against the petitioner is that upon receipt of a secret Information police conducted a Naka Checking at the Howly Swahid Bedi Point and apprehended one motor vehicle carrying the present petitioner and the co-accused and upon search one soap box containing 12.23 grams of heroin excluding the soap box was recovered from the possession of the petitioner.

4. The case has been investigated and charge sheeted.

5. The learned counsel for the petitioner submits that charge sheet having been filed, the detention of the petitioner is no longer necessary and having regard to the period of detention for about 115 days, the prayer for bail may be allowed.

6. The earlier bail application in respect of the present petitioner, was rejected by this Court by order dated 31.08.2026 in Bail Appln. No. 2300/2026 and at that time the petitioner have gone to detention period of 72 days. In the meantime, other accused of the case has been granted bail by this Court by order dated 11.08.2026 in Bail Appln. No. 1954/2026 after considering the material in the Case Diary.

7. Having regard to the quantity of recovery as well as the period of detention of 115 days, the prayer for bail is allowed.

8. Accordingly, the petitioner in connection with the aforesaid case is directed to be released on bail on furnishing a bail bond of Rs. 50,000/- with 2(two) sureties of like amount to the satisfaction of the concerned learned Trial Court.

It is further provided that he petitioner shall co-operate with the further investigation and shall not try to tamper with the evidence.

9. The Bail Application stands allowed and disposed of.

JUDGE

Comparing Assistant