

GAHC010026742023



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

**Case No. : AB/423/2023**

SAMSUL HAQUE  
S/O- NURUL ISLAM, R/O- KUTHARIGAON, P.S. JAKHALABANDHA, DIST.  
NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM  
REPRESENTED BY THE P.P., ASSAM

**Advocate for the Petitioner : MR S M ABDULLAH P**

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

**BEFORE**  
**HONOURABLE MR. JUSTICE SUMAN SHYAM**

**ORDER**

**Date : 14-02-2023**

Heard Mr. J. Ali, learned counsel for the applicant. Also heard Mr. D. Das, learned Addl. P.P. Assam appearing for the State.

Apprehending arrest in connection with Jakhalabandha P.S. Case No. 15/2023 registered under Section 376(3) IPC read with Sections 9/10/11(1) of the Prohibition of Child Marriage Act, 2006, read with Section 6 of the POCSO Act, 2012 the applicant has approached this Court by filing the present application under Section 438 Cr.P.C. seeking

anticipatory bail.

I have perused the FIR as well as the documents available on record. Also considered the submissions made at the bar.

Call for the Case Diary fixing 15-03-2023.

Heard on the prayer of interim anticipatory bail.

Having regard to the facts and circumstances of the case, it is hereby provided that, in the event of arrest, the applicant, *viz.* Samsul Haque shall be allowed to go on pre-arrest bail on furnishing a bond of Rs. 20,000/- with one local surety of like amount to the satisfaction of the arresting authority.

It is, however, made clear that the applicant shall appear before the Investigating Officer within 02 weeks from today for recording his statement.

Let this matter be listed again on 15-03-2023.

**JUDGE**

GS

**Comparing Assistant**