

**Misc. CrI. case no. 482/2020**

**03/12/2020**

The learned Counsel for the petitioner is present.

This is an application u/s 439 of the Cr.P.C. with a prayer to grant bail to accused-persons namely Ibrahim Khalilullah and Musakali Mollah who have been detained in connection with Baguan P.S. Case No. 72/2020 corresponding to G.R. Case No. 1862/2020 u/s 306/34 of the IPC.

I have heard both the sides and also perused the case record and the case diary which shows that the accused-persons are in detention since 02-10-2020 and 29-09-2020 respectively and on 10-11-2020 their prayer for bail was rejected vide Misc. Case no. 445/20 on the ground that their involvement could not be ruled out at that stage but however, since the last 2 months no further progress has been made in the investigation of the case prior to which the informant and a number of other witnesses were examined by the I.O. and taking into consideration all the facts and circumstances and also the fact that the learned P.P. did not raise any objections and also in view of the present situation arising out of the COVID-19 pandemic, I am of the opinion that it would be wise to grant the privilege of bail to the said accused-persons at this stage and as such

they are now allowed to go on bail of Rs. 25,000/- only each with one solvent surety of the like amount to the satisfaction of the learned Elaka Magistrate subject to the condition that the said accused-persons shall extend complete co-operation in further investigation of the case till it is completed.

A copy of this order shall be furnished to the petitioner or his learned Counsel forthwith by the Bench Assistant/ Court Master under his signature and it shall also be uploaded in the official website of the District Judiciary, Goalpara.

Send back the CD along with a copy of this order.

Inform all concerned accordingly.

This Misc. Case is thus disposed of.

Sessions Judge,  
Goalpara.