

GAHC010137382022



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

Case No. : Bail Appln./1650/2022

AKLIMA CHOUDHURY
W/O NOOR MOHAMMAD KHAN
R/O H/NO. 18, DK PATH,
DHIRENPARA
P.S. FATASIL AMBARI
DIST. KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM
REP. BY THE PP, ASSAM

Advocate for the Petitioner : MR S M ABDULLAH P

Advocate for the Respondent : PP, ASSAM

BEFORE
HONOURABLE MR. JUSTICE AJIT BORTHAKUR

ORDER

Date : 05.08.2022

Heard Mr. S. M. Abdullah P, learned counsel appearing for the accused petitioner as well as Mr. B. B. Gogoi, learned Addl. P.P., Assam appearing for the State respondent.

By this petition under Section 439 Cr.P.C., the accused-petitioner, namely, **Aklima Choudhury** has prayed for grant of bail in connection with **Paltanbazar P.S. Case**

No. 310/2022 under Sections **384/354(D)/509** of the IPC r/w Section **66E/67** of the Information Technology Act.

The case diary, as called for, is placed before the Court.

The accused petitioner has been in judicial custody since 30.06.2022, i.e. for 37 days.

The brief fact of the case is that from a few days before the date of lodging of the FIR, dated 29.06.2022, the informant was sexually harassed and blackmailed by one Jakirul Haque, who contacted the informant on social media through the accused petitioner, who was a makeup artist. It is also alleged that the said Jakirul Haque morphed the face of the informant into obscene photos and demanded physical relationship with her and also pressurized her to make obscene videos.

On perusal of the case diary, it appears that there is prima facie sufficient incriminating material against the accused petitioner subject, of course, to final outcome in investigation. The accused petitioner introduced the victim girl to Jakirul Haque, who indulged in demanding sexual favour from the victim girl on various pretexts.

However, having considered the length of detention in judicial custody, this Court is of the considered opinion that further continuation of detention of the accused in the interest of investigation is not warranted.

Accordingly, it is provided that the accused petitioner, named above, shall be released on bail of **Rs. 40,000/-** with one surety of like amount to the satisfaction of the **learned CJM, Kamrup (M), Guwahati** subject to the following conditions-

- i) That the accused petitioner shall cooperate with the Investigating Officer as and when required; and

- ii) That the accused petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Police Officer or the Court.

Return the case diary.

This disposes of the bail application.

JUDGE

Comparing Assistant