

Serial No. 01-09
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

AB. No. 16 of 2020 with
AB. No. 17 of 2020
AB. No. 18 of 2020
AB. No. 19 of 2020
AB. No. 20 of 2020
AB. No. 21 of 2020
AB. No. 22 of 2020
AB. No. 23 of 2020
AB. No. 24 of 2020

Date of Order: 19.10.2020

Shri. Hemindro K. Marak	Vs.	State of Meghalaya & Anr.
Shri. Leninggrade Marak	Vs.	State of Meghalaya & Anr.
Shri. Poendro Sangma	Vs.	State of Meghalaya & Anr.
Shri. Krewingson Momin	Vs.	State of Meghalaya & Anr.
Shri. Tubline K. Marak	Vs.	State of Meghalaya & Anr.
Shri. Prewingson Momin	Vs.	State of Meghalaya & Anr.
Shri. Buta Marak	Vs.	State of Meghalaya & Anr.
Shri. Shri. Martosh Sangma	Vs.	State of Meghalaya & Anr.
Shri. Mintang Marak	Vs.	State of Meghalaya & Anr.

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

In AB. No. 16 of 2020

Appearance:

For the Petitioner/Appellant(s)	:	Mr. K.C. Gautam, Adv.
For the Respondent(s)	:	Mr. N.D. Chullai, AAG. with Mr. R. Gurung, GA.

In AB. No. 17 of 2010

Appearance:

For the Petitioner/Appellant(s)	:	Mr. K.C. Gautam, Adv.
For the Respondent(s)	:	Mr. N.D. Chullai, AAG. with Mr. K.P. Bhattacharjee, GA.

In AB. No. 18 of 2020

Appearance:

For the Petitioner/Appellant(s) : Mr. K.C. Gautam, Adv.
For the Respondent(s) : Mr. N.D. Chullai, AAG. with
Ms. I. Lyngwa, GA.

In AB. No. 19 of 2020

Appearance:

For the Petitioner/Appellant(s) : Mr. K.C. Gautam, Adv.
For the Respondent(s) : Mr. N.D. Chullai, AAG. with
Mr. A.H. Kharwanlang, GA.

In AB. No. 20 of 2020

Appearance:

For the Petitioner/Appellant(s) : Mr. K.C. Gautam, Adv.
For the Respondent(s) : Mr. N.D. Chullai, AAG. with
Mr. S. Sengupta, Addl. Sr. GA.

In AB. No. 21 of 2020

Appearance:

For the Petitioner/Appellant(s) : Mr. K.C. Gautam, Adv.
For the Respondent(s) : Mr. N.D. Chullai, AAG. with
Mr. H. Abraham, GA.

In AB. No. 22 of 2020

Appearance:

For the Petitioner/Appellant(s) : Mr. K.C. Gautam, Adv.
For the Respondent(s) : Mr. N.D. Chullai, AAG. with
Mr. A.H. Hazarika, GA.

In AB. No. 23 of 2020

Appearance:

For the Petitioner/Appellant(s) : Mr. K.C. Gautam, Adv.
For the Respondent(s) : Mr. N.D. Chullai, AAG. with
Ms. Z.E. Nongkynrih, GA.

In AB. No. 24 of 2020

Appearance:

For the Petitioner/Appellant(s) : Mr. K.C. Gautam, Adv.
For the Respondent(s) : Mr. N.D. Chullai, AAG. with
Ms. S.G. Momin, Addl. Sr. GA.

i)	Whether approved for reporting in Law journals etc.:	Yes/No
ii)	Whether approved for publication in press:	Yes/No

Matters has been taken up today via video conferencing.

These applications involving similar and identical facts, the same being convenient, a common order is passed herein.

Mr. K.C. Kautam, learned counsel appearing on behalf of the petitioners submits that a common submission would be made in respect of AB. No. 16 of 2020 to AB. No. 24 of 2020.

Learned counsel further submits that FIR dated 21.09.2020 was lodged by one Shri. Manosh M. Marak, Nokma, Resu A'king with regard to an alleged dispute at a particular location at Bangalmura village where apparently an altercation took place between two groups of people, in which the complainant has accused the applicants herein of being the ring leaders of the crowd who instigated the crowd to assault him.

The FIR having been lodged before the Resubelpara Police Station, North Garo Hills, the applicants herein apprehending arrest have approached this Court with these instant applications under Section 438 Cr.P.C.

Mr. K.C. Gautam, learned counsel also submits that the case diary may be called for, before final hearing of these matters.

In the meantime, it is prayed that interim bail may be granted to the applicants herein.

Not objected to by Mr. N.D. Chullai, learned AAG on behalf of the State respondents.

On consideration to the submission made, this Court hereby directs that the C.D of Resubelpara P.S. Case No. 18(09) 2020 under Section 447/341/323/427/395/307/34 IPC be produced before this Court on the next date fixed.

In the meantime, the applicants herein are enlarged on interim bail with

conditions that:

- i. They shall not hamper or tamper with the evidence or witnesses;
- ii. They shall not abscond or leave the jurisdiction of the State of Meghalaya and;
- iii. If so required, they shall cooperate with the I/O as and when necessary.

As prayed for, list these matters on **29.10.2020** for production of C.D and further hearing.

Judge

Meghalaya
19.10.2020
"D. Nary, PS"

