

**IN THE COURT OF ADDL. DISTRICT & SESSIONS JUDGE-I, AIZAWL  
JUDICIAL DISTRICT, AIZAWL**

***Bail Application No. 444/2015***

***A/o Serchhip P.S Case No.13/2014 U/S 489'B'/489'C' IPC***

1.Nirojan Sinha

2.Uddin Barbhuya : Petitioner

Versus

State of Mizoram : Respondent

Date of Order : 5.5..2015

**BEFORE**

**Shri. Vanlalmawia,  
AD & SJ-I**

**PRESENT**

For the Opposite party : R.Lalremruata, Addl. P.P.  
Lily Parmawii Hmar, APP.

For the Accused : K.Laldinliana, Advocate & Ors.

**ORDER**

Case record put up for bail hearing. The learned counsel for the accused/petitioner as well as APP are present.

The learned counsel for the petitioners submitted that the petitioners were arrested from 2.3.2015 and 6.3.2015 respectively by the personal and were charged u/s 489'B'/489'C' IPC and as a result they are detained in Judicial custody at present.

The Id. counsel submitted that the allegation made against the petitioners are false and base less the Id. counsel further submitted that the petitioners were arrested on the basis of the statement made by Lalzuitluangi and the said Lalzuitluangi has already been released by this court on 29.4.2015 vide order dt.29.4.2015 in bail application No.334/2015 Reference Serchhip P.S case No.13/2014. In view of the above, the accused/petitioners are entitled to release on bail. He further submitted that the petitioners are permanent resident of Rongpur Sadurghat, Silchar and Kazidar pat(III), Char, Assam, Silchar respectively and as such there is no danger of absconding even on bail. He therefore pray the court to release the petitioners on bail.

The Id. Addl. P.P on the other hand objected this bail application on the grounds that the instant case is still under investigation and submitted that if the accused petitioner are released on bail there is danger of hampering with the investigation and further submitted that the accused petitioners are non-Mizo who lived outside Mizoram there is danger of absconding from bail if they are released on bail at this initial stage of investigation.

And hence the Id. Addl. P.P prays this Hon'ble court not to release the accused petitioners on bail at this stage.

I heard both the Id. counsel of both parties and also heard the three accuseds, and one of accused Lalzuitluangi is already released on bail, and I find no reasonable ground to reject the bail petition, and hence the two accused 1) Nirojan Sinha and 2) Uddin Bharbhuya are granted bail with bond of Rs.30,000 each with reliable surety of Government Servant duly certify by controlling officer, working on Aizawl Town, with the following condition.

1. They shall attend court regularly.

2. They shall not leave Mizoram without prior permission of C.J.M, Aizawl/Serchhip.

3. They shall not report the same alleged offence during the bail period.

Failure to comply of the condition shall entail cancellation of bail.

The petition is disposed.

Give copy of this order to all concern.

Sd/- VANLALMAWIA ,  
Addl. District & Sessions Judge-I  
Aizawl Judicial District, Aizawl

Memo No. AD&SJ-I/2015 : Dated Aizawl, 5<sup>th</sup> May 2015.

Copy to:

1. District & Sessions Judge, Aizawl.
2. Nirojan Sinha & Uddin Barbhuya C/o K.Laldinliana Advocate.
3. Chief Judicial Magistrate Serchhip District.
4. A.P.P/Addl.P.P.
5. Judicial section.
6. Case Record
7. Guard file

P E S H K A R