

**IN THE HIGH COURT OF UTTARANCHAL  
AT NAINITAL  
ORIGINAL JURISDICTION**

Dated: Nainital: the 27th day of January 2005

Bail Application No. 74 of 2005

**Order on the bail application of accused**

**CRIMINAL SIDE**

Sajid Ahmad

S/o Shri Mohd. Islamuddin @ Islam Ali

R/o Vishna Mohalla Uttarkashi

P.S. Kotwali

District Uttarakashi

.....Applicant

Versus

State of Uttaranchal

.....Opposite Party

-----  
Arising out of Case Crime No. 481 of 2004  
Under Sections 363, 366(A), 376, 120(B) I.P.C.  
P.S. Kotwali  
District Uttarakashi

**By the court**

**Hon'ble B.C. Kandpal, J.**

Heard Sri Dharamveer learned senior counsel appearing on behalf of the applicant, learned A.G.A. and perused the record.

The record shows that the age of the prosecutrix was 16 years at the time of the occurrence. The prosecutrix has stated in her statement that she entered into sexual intercourse with the applicant with her own wishes.

The co-accused Rashid Ahmad and Shahid Ahmad have already been released by this Court vide order dated 05.01.2005.

Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant Sajid Ahmad be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

Sd/-

27.01.2005

ASWAL