

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

Dated: Nainital: The 31th day of March, 2005
Bail application no. 198 of 2005

Order on the bail application of accused

CRIMINAL SIDE

Jagdish Singh H.C. 98
S/o Shri Jeewan Chand
R/o Village Pokhari Patti Bhaniasyun
District Pauri GahrwalApplicants

Versus

State of Uttaranchal ...Opposite Party

Arising out of Case of Crime No. 455 of 2004
Under Sections Section 302 of I.P.C. registered on the basis
Of First Information Report dated 16.11.2004 at
Police Station Rishikesh
District Dehradun

By the Court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 445 of 2004 under Section 302 of I.P.C. registered at Police Station Rishikesh, District Dehradun.

Heard learned counsel for the parties and perused the record .

The record shows that the applicant is named in the first Information Report. The First Information Report also reveals that the vehicle in which the applicant was present at the place of occurrence was found standing in the premises of the Police Station Rishikesh when the complainant went to the Police station for lodging the First Information Report.

It is pertinent to mention here that the applicant was posted as Head Constable in Police Station Rishikesh at the time of occurrence.

The record also shows that the Government revolver of .38 bore was used in the commission of crime.

Keeping in view the evidence available on record as yet, I do not find any ground to enlarge the applicant on bail at this stage

Accordingly, the bail application is rejected.

(B. C. Kandpal, J.)

31.03.2005
ASWAL

