

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

Dated: Nainital: the 30th day of March, 2005

**Bail application No. 281 of 2005
Order on Bail Application of accused**

CRIMINAL SIDE

Sushil Chaudhary
S/o Sri Bhagmal Singh
R/o Village & Post – Kadrabad
Police Station – Afzalgarh
District – Bijnor (U.P.)

... Applicant

Versus

State of Uttaranchal

... Opposite Party

Arising out of case crime No. 53 of 2004
U/Ss 342, 363, 372, 373, 376 and 366(A) I.P.C.
Police Station – Rajpur
District – Dehradun

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime no. 53 of 2004, U/Ss 342, 363, 372, 373, 376 and 366(A) I.P.C., Police Station – Rajpur, District –Dehradun.

Heard Sri Ram Ji Srivastava, learned counsel for the applicant, learned Addl. G.A. and perused the record.

The record shows that the F.I.R. in this case has been lodged after about 3-1/2 years. The applicant has filed photographs alongwith the bail application showing therein that the marriage between the prosecutrix and the applicant have already been taken place.

Learned Addl. G.A. could not controvert these facts specifically.

The applicant is in jail for the last more than 4 months and learned Addl. G.A. could not show any criminal history of the applicant.

Having considered aforesaid circumstances, I think it is just and proper to released the applicant on bail at this stage.

Let the applicant, Sushil Chaudhar be released on bail on executing personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

March 30, 2005
Shiv