

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 29th day of January, 2008

First Bail Application No. 81 of 2008.

Criminal Side

Parvej S/o Latif
R/o Village Rehmatpur
P.S. Kotwali Roorkee,
District Haridwar.

.....Applicant

Versus

State of Uttarakhand

.....Opposite Party.

Arising out of Crime No. 152 of 2007.

Under Section: 377 of I.P.C.,

P.S.: Bahadrabad,

District: Haridwar.

Hon'ble Prafulla C. Pant, J.

Heard Sri Shashikant Shandilya, learned counsel for the applicant and Sri G.S. Sandhu, learned Government Advocate for the State.

Applicant Parvej, who is in jail in connection with Crime No. 152 of 2007, relating to offence punishable under Section 377 of I.P.C., Police Station Bahadrabad, District Haridwar, has sought his release on bail.

Learned counsel for the applicant argued that the offence is triable by the Magistrate. It is further submitted that the applicant is in jail for last more than two months.

Having considered the submissions of the learned counsel for the parties and after going through the papers on record, without expressing any opinion as to the final merits of the case, this Court is of the view that the applicant deserves bail.

Let the applicant Parvej be released on bail on executing personal bond and furnishing two sureties, each of the like amount to the satisfaction of the Chief Judicial Magistrate, Haridwar.

(Prafulla C. Pant, J.)
Vacation Judge

Dt. 29.01.2008

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