

HIGH COURT OF UTTARAKHAND AT NAINITAL
ORIGINAL JURISDICTION

Dated Nainital the 30th April, 2009

First Bail Application No. 347 of 2009

Order on the bail application of the accused.

1. Tejpal S/o Sri Ved Ram		
2. Nanhey S/o Sri Bhopal		
3. Mahaveer S/o Sri Rameshwar		Applicants
	<u>Versus</u>	
State of Uttarakhand		Opposite Party

In F.I.R. No. 24 of 2009
U/s 394 and 411 I.P.C.
Police Station Pantnagar
District Udham Singh Nagar

Hon'ble J. C. S. Rawat, J.

Heard Mr. D.K. Sharma, Advocate for the accused/applicant; Mr. Nandan Arya, A.G.A. for the State; and perused the record.

After due consideration of the submissions of the learned counsel for the parties; contents of the F.I.R.; the fact that the incident occurred on 09/02/2009 and recovery of watch and a mobile was made on 12/02/2008; the complainant was called alongwith police party and he identified the accused/applicant as well as the article; learned counsel for the accused/applicants contended that the police has written this fact only to circumvent the identification parade; and in the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused Tejpal, Nanhey and Mahaveer be released on bail on each executing a personal bond and two sureties each in the like amount to the satisfaction of the Magistrate concerned.

(J.C.S. Rawat, J.)

Dated 30.04.2009
Shiv