

HIGH COURT OF UTTARAKHAND AT NAINITAL

ORIGINAL JURISDICTION

First Bail Application No.1602 of 2012

Order on the Bail Application of accused

CRIMINAL SIDE

Harsh @ Chhotu S/o Sri Rampal Singh Rawat,
R/o 98 A Sattowali Ghati, Chandra Shekhar Azad
Colony New Patel Nagar, Thana-Patel Nagar,
Dehradun, District Dehradun.

...Applicant(In Jail)

Versus

State of UttarakhandOpposite party
Arising out of Case Crime No.345 of 2012, Under Sections 392, 411
of I.P.C., Police Station Kotwali-Dehradun, District Dehradun.

Dated: January 29, 2013

Hon'ble V.K. Bist, J.

Heard Mr. Ganesh Kandpal, Advocate for the applicant
and Mr. S.S. Adhikari, AGA for the State of Uttarakhand.

Learned counsel for the applicant submitted that on
13.10.2012 complainant lodged an F.I.R. alleging therein that
two young persons snatched purse from her. He submitted
that nobody was named in the said F.I.R. Police recovered a
mobile phone from the applicant and arrested him on
14.10.2012. Bail application moved by the applicant was
rejected by I/c Sessions Judge, Dehradun on 20.11.2012.
Learned counsel for the applicant submitted that no recovery
was made from the applicant and applicant has falsely been
implicated. In this regard affidavit of one Deepak has been
filed in which he has stated that police has obtained his

signature forcefully. Learned counsel for the applicant also submitted that applicant is 19 years old and he has no criminal history. He further submitted that the applicant is in jail since 14.10.2012.

Having heard learned counsel for the parties, considering the facts and circumstances and perusing the material available on record and also without expressing any opinion on merit of the case, in my opinion the applicant deserves bail at this stage.

Let applicant-Harsh @ Chhotu be released on bail, on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of Chief Judicial Magistrate, Dehradun.

(V.K. Bist, J.)
Vacation Judge

29.01.2013
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