

1. 1st Bail Application No. 549 of 2014
Order on bail application of the accused

State of Uttarakhand ... Opp. Party

With

Smt. Saraswati Dobhal W/o Shri Mohan Singh
R/o Buddha Bazar, Anwala Kot
Kotabag
Police Station Kaladhungi
District Nainital

... Applicant (in jail)

Vs

State of Uttarakhand ... Opp. Party

In First Information Report No. 231 of 2014
Under Sections 366-A, 370-A I.P.C.
Under Sections 4, 5 and 8 of the Immoral Traffic
(Prevention) Act 1956 and Section 16/17 of the Protection
of Children from Sexual Offences Act 2012,
P.S. Haldwani, District Nainital

Mr. R.S. Sammal, Advocate, present for the applicant
Mr. Hari Om Bakhuni, learned A.G.A., present for the State

Mr. Lalit Sharma, Advocate, present for the applicant
Mr. Hari Om Bakhuni, learned A.G.A., present for the State

Hon'ble Sudhanshu Dhulia, J.

Both the accused/applicants before this Court are accused in First Information Report No. 231 of 2014 Under Sections 366-A, 370-A I.P.C., Under Sections 4, 5 and 8 of the Immoral Traffic (Prevention) Act 1956 and Section 16/17 of the

Protection of Children from Sexual Offences Act 2012, P.S. Haldwani, District Nainital.

In Bail Application No. 549 of 2014, according to the applicant – Raji Singh, the only role assigned to him is at best can be said to be regarding conspiracy, and no other role has been assigned to the applicant. Moreover, the evidence regarding the aforesaid crime alleged to have been committed by the applicant is absolutely vague.

In Bail Application No. 647 of 2014 the applicant is also entitled for bail as she is a lady, who is 36 years of age and has a daughter to look after. In her case also the evidence appears to be extremely vague.

From the perusal of the material available on record, the applicants have been able to make out a case for bail. The bail applications are accordingly allowed.

Let the applicants be enlarged on bail in the aforesaid crime on their executing a personal bond and two reliable sureties of the equal amount to the satisfaction of the Magistrate concerned.

It is made clear that any observations made by this Court are only for the purposes of grant of bail. It shall not be taken into consideration by the trial court.

(Sudhanshu Dhulia, J.)

30.06.2014

ASWAL