

BA1 No.1138 of 2017
Hon'ble V.K. Bist, J.

Mr. D.K. Sharma, Senior Advocate, assisted by Mr. Vikas Kumar Guglani, Advocate for the applicant.

Mr. Subhash Tyagi Bhardwaj, Deputy Advocate General for the State of Uttarakhand.

Mrs. Krishi Shukla Bhandari, Advocate for the complainant.

Heard learned counsel for the parties.

This is first bail application moved by the applicant seeking regular bail in F.I.R. No.223 of 2017, under Section 147, 148, 452, 307, 323 & 506 I.P.C., registered at Police Station Gadarpur, District Udham Singh Nagar.

Learned Senior Counsel for the applicant submitted that the applicant has falsely been implicated in the instant crime; has no criminal history and is languishing in jail since long. He submitted that no specific role has been assigned to the applicant and the entire allegations are vague and are general nature. He submitted that entire incident happened in the hospital was captured in the C.C.T.V. camera. He submitted that, from the bare perusal of the said C.C.T.V. footage, it is evident that applicant has not assaulted on the complainant and the police, under the political pressure of the complainant and his family, has falsely implicated the

applicant. He submitted that in case the applicant is granted bail, he will not misuse the same and will furnish the bail surety as per the satisfaction of this Court.

Considering the submission of learned counsel for the parties and without expressing any opinion as to final merits of the case, this Court is of the view that applicant deserves bail at this stage.

The bail application is allowed.

Let the applicant Laik Ahmed be released on bail, on executing personal bond and furnishing two reliable sureties, each of the like amount, to the satisfaction of the Court concerned.

Arpan

(V.K. Bist, J.)
22.09.2017