

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

ORIGINAL JURISDICTION

DATED: 28th February, 2018

First Bail Application No. 355 of 2018

Criminal Side

Bulla @ Sahzad

... Applicant (in jail)

Versus

State of Uttarakhand

.... Respondent

Hon'ble Lok Pal Singh, J. (Oral)

Heard Ms. Pushpa Joshi, learned senior counsel assisted by Mr. Mohd. Safdar, learned counsel on behalf of the applicant and Mr. J.S. Virk, learned A.G.A on behalf of the State of Uttarakhand.

2. This is the first bail application moved by the applicant seeking regular bail in Case Crime No. 425 of 2017 under Sections 376 (d), 506, 120-B of I.P.C. and Sections 5(g)/6 and 3/4 of Protection of Children from Sexual Offences Act registered at Police Station Kotwali Manglaur, District Haridwar.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the instant crime and has been made a scapegoat. It is submitted that the applicant has no criminal history and is languishing in jail since 18.01.2018.

4. Considering the overall facts and circumstances of the case, without expressing any opinion as to final merits of the case, this Court is of the view that the applicant deserves bail at this stage.

5. Accordingly, the bail application is allowed.

6. Let the applicant be enlarged on bail in the aforesaid crime on his executing a personal bond and two reliable sureties each of the equal amounts to the satisfaction of the Magistrate concerned/court concerned.

7. Let certified copy of this order be issued today itself.

(Lok Pal Singh, J.)
28.02.2018

Rahul