

BAI No. 1803 of 2019

Hon'ble N.S. Dhanik, J.

Mr. Mohd. Safdar, Advocate for the applicant.

Mr. J.S. Virk, A.G.A. for the State of Uttarakhand.

Heard learned counsel for the parties.

This is the first bail application moved on behalf of the applicant seeking regular bail in connection with Case Crime No. 484 of 2019 for the offences punishable under Sections 379, 411 of I.P.C. and under Section 3/5/11 of Protection of Cow Progeny Act registered at P.S. Kotwali Laksar, District Haridwar.

Learned counsel for the applicant submits that the applicant has falsely been implicated in the instant crime; has no criminal history and is languishing in jail since 29.07.2019. Learned counsel for the applicant also submits that there is no eye witness to the alleged incident and even applicant is not named in the F.I.R. Learned counsel for the applicant further submits that there is no recovery of any article, tool or instrument from or on the behest of the applicant.

Learned State Counsel would submit that the applicant has no criminal history.

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

The bail application is allowed.

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

(N.S. Dhanik, J.)

30.08.2019

Shiksha