

BA1 No. 1994 of 2019

Hon'ble N.S. Dhanik, J.

Mr. Bilal Ahmed, Advocate for the applicant.

Mrs. Meena Bisht, Brief Holder for the State of Uttarakhand.

This is first bail application moved by the applicant who is in jail in connection with Case Crime No. 262 of 2019, offences punishable u/s 147, 332, 353, 224 & 225 of IPC, registered at P.S. Pathri, District Haridwar.

Heard learned counsel for the parties and considered the grounds taken up in the bail application.

Learned counsel for the applicant submits that the applicant has falsely been implicated in the instant case and is languishing in jail since 28.08.2019. He also submits that there is no independent witness of the alleged incident. He further submits that since the applicant has not been arrested at the spot, as such, it cannot be ruled out that the applicant has been implicated only on the basis of hearsay evidence. Furthermore, the offences alleged against the applicant are triable by Magistrate. He also submits 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 the 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 be released on bail, on executing a personal bond and furnishing two reliable sureties, each of like amount, to the satisfaction of Court concerned.

(N.S. Dhanik, J.)

30.09.2019

A.kaur