

HIGH COURT OF UTTARAKHAND AT NAINITAL

First Bail Application No.1636 of 2024

IliyasApplicant

Versus

State of UttarakhandRespondent

Present:-

Mr. Vikas Anand and Ms. Gyan Mati Kushwaha, Advocate for the applicant.

Mr. Virendra Singh Rawat, AGA for the State.

Hon'ble Ravindra Maithani, J. (Oral)

The applicant is in judicial custody in FIR No.95 of 2024, dated 17.03.2024, under Sections 363, 376, 506 IPC and Sections 3/4 of the Protection of Children from Sexual Offences Act, 2012, Police Station ITI, District Udham Singh Nagar. He has sought his release on bail.

2. Heard learned counsel for the parties and perused the record.

3. Learned counsel for the applicant would submit that the victim has not supported the prosecution case; she has turned hostile; there is no other evidence. Learned counsel would submit that there is no forensic evidence, as well.

4. This facts are admitted by the learned State counsel.

5. Having considered, this Court is of the view that it is a case fit for bail and the applicant deserves to be enlarged on bail.

6. The bail application is allowed.

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

(Ravindra Maithani, J.)
30.08.2024

Sanjay