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IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

THE HON'BLE SRI JUSTICE ALOK KUMAR VERMA

26TH SEPTEMBER, 2025

ANTICIPATORY BAIL APPLICATION NO.778 of 2025

Kapil and AnotherApplicants

Versus

State of UttarakhandRespondent

Counsel for the Applicants : Mr. Bilal Ahmed,
Advocate.

Counsel for the Respondent : Mr. Pratiroop Pandey,
Assistant Government
Advocate assisted by
Mr. Pradeep Lohani,
Brief Holder.

Hon'ble Alok Kumar Verma,J.

The present Application has been filed by the applicants seeking anticipatory bail in Case Crime No. 230 of 2025, registered at Kotwali Roorkee, District Haridwar under Sections 179, 180 and Section 181 of the Bharatiya Nyaya Sanhita, 2023.

2. The police team apprehended the co-accused Baleshwar alias Bali. The police recovered fake currency of Rs.500/-(Rupees Five Hundred) of two bundles total Rs.1,00,000/-(Rupees One Lakh) from his possession. He was arrested. He confessed his guilt. He disclosed the name of co-accused Himanshu and



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Manish Kumar. The police recovered fake currency of Rs.2.50 Lakh from the co-accused Himanshu and fake currency of Rs.2.50 lakh from the co-accused Manish Kumar. The co-accused Himanshu and Manish Kumar confessed their guilt and disclosed the name of the present applicants.

3. Heard Mr. Bilal Ahmed, learned counsel for the applicants and Mr. Pratiroop Pandey, learned Assistant Government Advocate for the respondent.

4. Mr. Bilal Ahmed, Advocate, contended that the present applicants have been falsely implicated by the co-accused Himanshu and Manish Kumar. Applicants are not convicted persons. Applicant no.1 is a permanent resident of District Karnal, Haryana and the applicant no.2 is a permanent resident of District Hisar, Haryana, therefore, there is no possibility of their absconding.

5. Mr. Pratiroop Pandey, learned Assistant Government Advocate, has opposed the anticipatory bail application. However, he submitted that apart from the statements of the co-accused Himanshu and Manish Kumar, no other evidence has been found against the present applicants.

6. Personal liberty under Article 21 of the



Constitution of India is very precious fundamental right and it should be curtailed only when it becomes imperative according to the peculiar facts and circumstances of the case.

7. Having heard the submissions of learned counsel for the parties and keeping in view of the facts and circumstances of the case, without commenting on the merits of the case, the present Application, filed for anticipatory bail, is allowed. It is directed that in the event of arrest of the applicants Kapil and Deepak, they shall be released on anticipatory bail on executing a personal bond of Rs. 30,000/- and two reliable sureties, each of the like amount, by each one of them, to the satisfaction of the Arresting Officer, subject to the following conditions: -

- (i) Applicants shall cooperate with the Investigating Agency and they shall make themselves available for interrogation by a police officer as and when required;
- (ii) If the charge-sheet is filed, the applicants shall attend the trial court regularly and they shall not seek any unnecessary adjournment;
- (iii) Applicants shall not directly or indirectly make any inducement, threat or promise to any person,



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acquainted with the facts of this case;

(iv) Applicants shall not leave the country without the previous permission of the trial court.

8. It is made clear that if the applicants misuse or violate any of the conditions, imposed upon them, the prosecution agency will be free to move the Court for cancellation of the anticipatory bail.

ALOK KUMAR VERMA, J.

Dt: 26.09.2025
Neha