

HIGH COURT OF UTTARAKHAND AT NAINITAL

First Bail Application No.1632 of 2024

SehdevApplicant

Versus

State of UttarakhandRespondent

Present:-

Mr. Tajhar Qayyum, Advocate for the applicant.
Mr. Pramod Tiwari, Brief Holder for the State.
Ms. Prabha Naithani, Advocate for the informant.

Hon'ble Ravindra Maithani, J. (Oral)

Applicant is in judicial custody in FIR No. 323 of 2024, under Section 120B, 420, 467, 468, 471 IPC, Police Station Kotwali, Roorkee, District Haridwar. He has sought his release on bail.

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

3. According to the FIR, the co-accused claiming themselves to be owner of the property, based on forged documents, sold the property belonging to the informant.

4. Learned counsel for the applicant would submit that the applicant has not sold any property. The co-accused had a family dispute with regard to the share of the property. The applicant is merely a witness to the sale deed. He would submit that the co-accused, who

sold the property have already been granted interim protection in ABA No. 846 of 2024 on 09.09.2024.

5. Learned counsel for the informant would submit that, in fact, the father of the informant had bequeathed the property and given a share to the mother of the co-accused, who without any authority, sold the property.

6. Learned State counsel submits that the applicant is the witness of the sale deed.

7. Having considered the entirety of facts, this Court is of the view that the applicant deserves to be enlarged on bail.

8. The bail application is allowed.

9. 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.)
01.10.2024