HIGH COURT OF UTTARAKHAND AT NAINITAL

First Bail Application No.2030 of 2024

Rajat Bisht .....Applicant

Versus

State of Uttarakhand .....Respondent

Present:-

Mr. Rajat Mittal, Advocate for the applicant.
Mr. Siddharth Bisht, A.G.A. for the State.

Hon'ble Ravindra Maithani, J. (Oral)

Applicant is in judicial custody in Case Crime/FIR No. 611 of 2023, under Section 376 (AB), 363 IPC and Section 5 (m)/6 of the Protection of Children From Sexual Offences Act, 2012, Police Station Patelnagar, District Dehradun. He has sought his release on bail.

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

3. Learned State counsel gives a statement that the informant has been informed about the pendency of the instant bail application.

4. Learned counsel for the applicant would submit that the victim in her cross examination has not supported the prosecution case. She was not cross examined by the prosecution. He would also submit that the informant as well as the mother of the victim has not supported the prosecution case. They have been declared hostile. There are no other evidence against the applicant.

5. Learned State counsel would submit that the victim has supported the prosecution case in her examination-in-chief and the medical report also supports the prosecution case.

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

7. The bail application is allowed.

8. 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)
13.12.2024

Jitendra