

HIGH COURT OF UTTARAKHAND AT NAINITAL

Anticipatory Bail Application No. 1192 of 2024

Pradeep Kumar

.....Applicant

Versus

State of Uttarakhand and another

.....Respondents

Present:-

Mr. Neeti Rana, Advocate for the applicant appeared through video conferencing.

Mr. Siddhartha Bisht, AGA with Mr. Hinanshu Sain, Brief Holder for the State.

Hon'ble Ravindra Maithani, J. (Oral)

The applicant seeks anticipatory bail in FIR No.656 of 2022, dated 17.10.2024, under Section 69 of the Bharatiya Nyaya Sanhita, 2023, Police Station Patel Nagar, District Dehradun.

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

3. According to the FIR, the informant and the applicant, both are working and came close to each other. According to the FIR, the applicant took the informant in the hotel and established physical relations with her.

4. Learned counsel for the applicant would submit that the applicant and the informant, both are major; they were in consensual relationship.

5. State to file objections.

6. List on 24.02.2025.

7. Having considered, as an *ad-interim* measure, till the next date of listing, in the eventuality of arrest, the applicant shall be released on bail subject to his furnishing personal bond and two sureties, to the satisfaction of the Arresting Officer ("AO"), subject to the following:-

- (i) The applicant shall not approach in any manner, whatsoever, the victim or/and any of the witness in the case.
- (ii) He shall cooperate with the investigation.
- (iii) He shall not leave the country without prior permission of the concerned court.
- (iv) He shall deposit his passport with the AO. The passport may only be returned by the order of the court concerned. If the applicant does not have passport, he shall give an undertaking to that effect to the AO.
- (v) The applicant shall also give an undertaking on (i), (ii) & (iii) above.

(Ravindra Maithani, J.)
09.12.2024