SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			BA1/623/2026 Mohd Arif --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. T.P.S. Takuli, Advocate for the applicant. Mr. Mr. Manoj Bhatt, Brief Holder for the State of Uttarakhand. 2. This first bail application has been moved by the applicant seeking regular bail in F.I.R./ Case Crime No.21 of 2026, under Section 64, 352, 351(2) of B.N.S., 2023 and Section 3/5 of Uttarakhand Freedom of Religion Act, 2018, registered at Police Station Banbhoolpura, District Nainital. 3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case; he has no criminal history and has been languishing in judicial custody since 19.03.2026. It is further contended that the essential ingredients of the alleged offence are not attracted against the applicant. In particular, it is submitted that the complainant has not alleged that the applicant concealed his identity or misrepresented his identity in any manner. Learned counsel has drawn the attention of this Court to the statement of the landlady of the tenanted premises where the complainant was residing. As per her statement, the complainant had been residing in the said premises as a tenant for approximately two months and had introduced the applicant as her husband. She has further stated that the complainant and the applicant used to reside together. Learned counsel, therefore, submits that the aforesaid statement lends support to the applicant's

			contention that the parties were residing together and that the allegation of concealment of identity is not borne out from the material placed on record. It is, accordingly, contended that, in view of the facts and circumstances of the case, the applicant deserves to be enlarged on bail. 4. Per contra, learned State Counsel has vehemently opposed the prayer for bail. 5. Having considered the submissions advanced by learned counsel for the parties and upon perusal of the material available on record, this Court finds that the applicant has been in judicial custody since 19.03.2026. It further transpires from the record that the statement of the landlady of the tenanted premises, where the complainant was residing, has been brought to the attention of this Court. As per her statement, the complainant had been residing in the said premises as a tenant for approximately two months and had introduced the applicant as her husband. She has further stated that the complainant and the applicant used to reside together. 6. Having regard to the nature of the allegations, the period of his incarceration and the statement of the landlady, this Court is of the view that the applicant's further detention in judicial custody is not warranted at this stage. 7. Accordingly, the bail application is allowed. 8. Let the applicant be released on bail, on executing personal bond and furnishing two reliable sureties, each of like amount, to the satisfaction of Court concerned. **(Alok Mahra, J.)** 29.10.2026 *Arpan*

ARPAN JAISWAL

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