SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			UKHC010088262026 **BA1/887/2026** Captain --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Shivam Gulati, Advocate for the applicant. 2. Mr. Deepak Bisht, D.A.G. for the State. 3. The applicant, who is in judicial custody in connection with FIR/Case Crime No. 141 of 2025, under Sections 115(2), 190, 191(2), 191(3), 333, 352, 103(1) of BNS, registered at P.S.-Pathri, District Haridwar, has sought his release on bail. 4. In this case, an FIR was lodged by the complainant on 04.03.2025, wherein, 21 persons have been named as accused. As per the contents of the FIR, the accused armed with wooden rods and sticks, entered into the house of the complainant and abused the entire family and started beating them with rod and sticks, due to which, complainant and other family members suffered injuries and son of the complainant namely Pramod succumbed to the injuries and died in the hospital. 6. Learned counsel for the applicant would submit that during investigation, statements of the injured witnesses were recorded and neither in the statements, nor in the complaint, no specific role has been assigned to the applicant; that there is major contradiction in the complaint as well as in the statements of the victim recorded

under Section 180 of BNSS regarding place of occurrence of the incident. It is further submitted that trial has commenced and during the trial, the family members of the deceased have been examined as PW1, PW2 and PW3 and all the injured witnesses have totally denied the occurrence of the incident.

7. Learned State Counsel, on the other hand, has vehemently opposed the bail application and would submit that the offence alleged is of a grave and heinous nature.

8. Heard learned counsel for the parties and perused the records.

9. Having considered the submissions, under the facts and circumstances of the case and also after going through the statements of all the injured witnesses, whereby they have denied the occurrence of the entire incident, this Court is of the view that it is a case fit for bail and the applicant deserves to be enlarged on bail.

9. The bail application is allowed.

10. 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, subject the following conditions:-

> "i) The applicant shall attend the trial Court regularly, and, he will not seek any unnecessary adjournment.
>
> ii) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of this case.
>
> iii) The applicant shall not leave India without any prior permission of the trial Court."

11. It is clarified that if the applicant misuses or violates any of the conditions, imposed upon him, the prosecution will be free to move the court for cancellation of bail.

(Alok Mahra J.)
04.11.2026

Ujjwal