SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			BA1/1247/2026 Atul Thakur --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Neeraj Singh Kaira and Ms. Sarita Bisht, Advocates for the applicant. Mr. Prabhat Kandpal, A.G.A. and 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.0196 of 2026, under Section 3, 4, 5, 6, 7 of Immoral Traffic (Prevention) Act, 1956, registered at Police Station Haldwani, District Nainital. 3. A raid was conducted in a spa, whereby six victims were recovered and, on their statements, applicant alongwith three persons were named in the F.I.R. During investigation, one other person was also made an accused. Initially, the F.I.R. was lodged under Section 3, 4, 5, 6 & 7 of Immoral Trafficking. After investigation, charge sheet was filed whereby Section 7 of the said Act was dropped against the applicant and one co-accused, namely, Poonam. 4. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case, has no criminal history and has been languishing in judicial custody since 11.06.2026. It is further submitted that, applicant was only a driver engaged by Rahul Jaiswal, who is owner of the spa and he was to work as per the dictates of the owner. He was not involved in immoral trafficking. Furthermore, co-accused, Poonam, who was charge sheeted under

			the same sections as that of the applicant, has already been granted bail by learned trial Court. 5. Per contra, learned State Counsel has vehemently opposed the prayer for bail. 6. 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 11.06.2026. It is borne out from the record that the applicant has been charge-sheeted for the offences punishable under Sections 3, 4, 5 and 6 of the Immoral Traffic (Prevention) Act, 1956, whereas the offence punishable under Section 7 of the said Act has been dropped against him during investigation. Learned counsel for the applicant has contended that the applicant was employed as a driver by the owner of the spa and was acting under his directions. It is further relevant to note that co-accused Poonam, who has been charge-sheeted for the same offences as the applicant, has already been granted bail by the learned trial Court. The applicant is stated to have no criminal history. 7. Having regard to the nature of the allegations, the role attributed to the applicant, the period of his incarceration, the fact that the charge-sheet has already been filed and the principle of parity, this Court is of the view that the applicant's further detention in judicial custody is not warranted at this stage. 8. Accordingly, the bail application is allowed. 9. 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.)** 28.10.2026 *Arpan*

ARPAN JAISWAL

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