SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			BA1/1312/2026 Asmit Kumar --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Devang Dobhal, learned counsel for the applicant. 2. Mr. Akshay Latwal and Mr. Prabhat Kandpal, learned A.G.A. for the State. 3. Applicant- Asmit Kumar, who is in judicial custody in connection with FIR/Case Crime No. 22 of 2026 under Sections 69 and 352 of B.N.S. registered at Police Station Hindolakhal, District Tehri Garhwal has sought his release on bail. 4. Heard learned counsel for the parties and perused the material available on record. 5. Learned counsel for the applicant would submit that the applicant is innocent and has been falsely implicated in the present matter. He would submit that it is an admitted position that the applicant and the victim were known to each other and were in a love relationship for more than two years. It is further submitted that the 'Roka ceremony' of the

			applicant and the victim had also been performed in the presence of their respective family members; however, owing to certain misunderstandings that subsequently arose between them, the proposed marriage could not be solemnized. 6. Learned counsel would further submit that the essential ingredients of the offences alleged against the applicant are not attracted in the present case. He would submit that even if the prosecution version regarding the physical relationship between the parties is accepted, the same was consensual in nature, and there is no allegation of any forceful act on the part of the applicant. He would further submit that the applicant is a student pursuing the third year of a Diploma in Electronics Engineering at Government Polytechnic, Srinagar, Garhwal. 7. Learned counsel would further submit that the applicant has been languishing in jail since 25.06.2026; that he is a permanent resident of District Tehri Garhwal and, therefore, there is no likelihood of his absconding or tampering with the prosecution evidence. He would also submit that the trial is not likely to conclude in the near future and that continued incarceration of the applicant would adversely affect his academic career and future prospects. Accordingly, he prays that the applicant be enlarged on bail. 8. Per contra, learned State counsel would vehemently oppose the prayer for

bail. However, he does not dispute the fact that the applicant has been in judicial custody since 25.06.2026 and that the applicant and the victim were admittedly in a relationship.

9. Having considered the nature and gravity of the allegations, the submissions advanced by learned counsel for the parties, the fact that the applicant and the victim were admittedly known to each other and had been in a relationship for more than two years, the fact that their Roka ceremony had also been performed by their respective family members, the educational status of the applicant, the period of his incarceration, this Court is of the view that the applicant has made out a case for grant of bail.

10. Accordingly, without expressing any opinion on the merits of the case, the bail application is allowed. The applicant shall be released on bail upon executing a personal bond and furnishing two reliable sureties of the like amount to the satisfaction of the court concerned.

(Alok Mahra, J.)
31.10.2026

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MAMTA RANI

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