SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			BA1/1541/2026 Vimal Rawat Alias Hanni --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Aman Baluni and Mr. Amit Tyagi, learned counsel for the applicant. 2. Mr. Akshay Latwal, learned A.G.A. along with Mr. Jai Prakash Kandpal, learned Brief Holder for the State. 3. Applicant- Vimal Rawat @ Hanni, who is in judicial custody in connection with Case Crime/F.I.R. No. 76 of 2026 (Special Sessions No.22 of 2026) registered at Police Station-Kotwali Kotdwar, District Pauri Garhwal for the offences punishable under Sections 61(2), 70(2) of B.N.S., Section 5(g)/6 of the Protection of Children from Sexual Offences Act, 2012 and Section 67-B of the Information Technology Act, 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, as per the prosecution case, the father of the victim

			lodged a missing report alleging that his minor daughter had left the house on 31.03.2026 without informing anyone and despite extensive searches at various places, her whereabouts could not be traced. It is further submitted that, during the course of investigation, the victim was ultimately recovered on 02.04.2026 from the company of four boys. 6. Learned counsel for the applicant would further submit that the applicant is innocent and has falsely been implicated in the present case; that, the applicant is not named in the F.I.R.; and that the victim has not levelled any allegation of sexual offence against the applicant in her statements recorded under Sections 181 and 183 of the B.N.S.S. He would further submit that, during her deposition before the learned trial court, the victim, while appearing as P.W.1, has materially departed from the version narrated by her in the aforesaid statements. 7. Learned counsel for the applicant would further submit that, in her statement recorded under Section 180 of the B.N.S.S. and in her statement before the police, the victim stated that her cold drink had been drugged by the applicants and that she subsequently came to know that her obscene video had been viral. However, in her deposition before the learned trial court, she stated that she had not entered any

			hotel but had gone to a house situated in a by-lane; that, the victim also stated that the four boys from whose company she was recovered had threatened her and circulated her obscene video. It is, therefore, contended that there are material inconsistencies in the versions given by the victim at different stages of the proceedings. 8. Learned counsel for the applicant would further submit that the victim has deposed before the learned trial court that the police had compelled her to implicate the present applicant by threatening her with consequences if she failed to do so. He would further submit that the applicant is in judicial custody since 03.04.2026; that, he is a young student aged about 21 years; and that, in view of the filing of the charge-sheet, there is no likelihood of his absconding or tampering with the prosecution evidence. It is further contended that the trial is likely to take considerable time to reach its logical conclusion and that continued incarceration would adversely affect the future of the applicant. Learned counsel would also submit that one of the co-accused persons, having a similar role, has already been enlarged on bail. On these grounds, learned counsel for the applicant prays that the applicant may be enlarged on bail. 9. Per contra, learned State counsel would vehemently oppose the prayer for grant of bail. However, he does not

			dispute the fact that the applicant has been in judicial custody since 03.04.2026. 10. Having considered the rival submissions advanced by learned counsel for the parties and upon perusal of the material available on record, this Court finds that the victim has made materially inconsistent statements at different stages of the proceedings. The charge-sheet has already been filed, and the applicant has been in judicial custody since 03.04.2026. Having regard to the overall facts and circumstances of the case, the nature of the allegations, the material available on record, the material discrepancies in the statements of the victim, the period of incarceration undergone by the applicant, this Court is of the considered view that the applicant has made out a case for grant of bail. 11. Accordingly, without expressing any opinion on the merits of the case, the first bail application is allowed. The applicant shall be released on bail, subject to his furnishing a personal bond and two reliable sureties, each in the like amount, to the satisfaction of the court concerned. 12. Accordingly, without expressing any opinion on the merits of the case, the 1st bail application is allowed. 13. Let the applicant be released on bail, on his furnishing a personal bond and two reliable sureties, each in the like

amount, to the satisfaction of the court concerned, subject to the following conditions:

(i) The applicant shall not, directly or indirectly, threaten, induce or influence any person acquainted with the facts of the case.

(ii) the applicant shall not tamper with the prosecution evidence or influence any witness.

(iii) the applicant shall cooperate with the investigation and trial and regularly appear before the Trial Court, unless exempted.

(v) the applicant shall not leave India without prior permission of the Court concerned.

(vi) They shall furnish their current residential addresses and mobile numbers to the Investigating Officer/Court concerned and promptly intimate any change therein.

14. In case of breach of any of the aforesaid conditions, the prosecution shall be at liberty to seek cancellation of bail granted to the applicant.

(Alok Mahra, J.)
26.11.2026

Mamta

MAMTA RANI

Digitally signed by MAMTA RANI
DN: c=IN, o=HIGH COURT OF UTTARAKHAND, ou=HIGH COURT OF UTTARAKHAND, 2.5.4.20=6a812005bebfcf46f244f3e584af1449e430ef900bf09a6d67ebbd642671329b, postalCode=263001, st=Uttarakhand, serialNumber=5de1751a4f1d9cabfd54852c9e68911ca8b66dd26690a191648ab5d8dd004ef0, cn=MAMTA RANI
Date: 2026.11.26 17:01:05 +05'30'