SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			BA1/1777/2026 Umesh Kumar --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Pankaj Miglani, Advocate for the applicant. Mr. S.C. Dumka, A.G.A. and Mr. Nikhil Bisht, Brief Holder for the State of Uttarakhand. Mr. Ashish Aggarwal, Advocate, has put in appearance on behalf of the complainant. 2. This first bail application has been moved by the applicant seeking regular bail in F.I.R./ Case Crime No.112 of 2026, under Section 64 of B.N.S., 2023 and Section 5(j)(ii)/6 of POCSO Act, registered at Police Station Premnagar, District Dehradun. 3. As per the prosecution case, the mother of the victim lodged the F.I.R. alleging that her daughter suddenly complained of abdominal pain. Upon being taken to the hospital for medical examination, it was revealed that she was approximately five weeks pregnant. On being questioned by the complainant, the victim disclosed the name of the applicant. 4. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case and has no criminal antecedents. It is further submitted that the applicant has been in judicial custody since 16.06.2026. Learned counsel further submits that the statement of the victim has been recorded under Sections 180 and 183 of the Bharatiya Nagarik Suraksha Sanhita, 2023, as well as before the trial Court, where she has been examined as P.W.4. In her examination-in-chief,

			the victim stated that she had known the applicant since childhood, that they were friends, and that physical relations were established between them with her consent. It is also submitted that, according to the victim's testimony, she was aged about 17 years and 10 months at the relevant time. On these grounds, learned counsel prays that the applicant be enlarged on bail. 5. Per contra, learned State Counsel has vehemently opposed the prayer for bail, having regard to the seriousness of the allegations and the statutory provisions invoked against the applicant. 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 16.06.2026. The victim has already been examined as P.W.4 before the trial Court, and her testimony forms part of the record. The applicant is stated to have no criminal antecedents. The fact that the victim and the applicant were acquainted with each other since childhood and physical relations were made between them on her own consent and her age was 17 years and 10 months on the day of incident, as stated by the victim in her testimony, are also the circumstances that may be taken into consideration while examining the prayer for bail. 7. Accordingly, without expressing any opinion on the merits of the case, this Court is of the view that the applicant has made out a case for grant of bail. 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.)** 29.10.2026 *Arpan*

ARPAN JAISWAL
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