SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			BA1/1811/2026 Sameer Prakash --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Sandeep Kothari, Advocate for the applicant. Mr. S.C. Dumka, A.G.A. and Mr. Nikhil Bisht, 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.576 of 2026, under Section 64(1) of B.N.S., registered at Police Station Patel Nagar, District Dehradun. 3. As per the F.I.R., the applicant, along with his cousin, the complainant and another girl, travelled from Delhi to Dehradun in the intervening night of 29.08.2026. It is alleged that, during the journey, they consumed alcohol, as a result of which the complainant became intoxicated. Thereafter, they checked into a hotel, where the applicant allegedly committed rape upon the complainant. 4. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case and has been languishing in judicial custody since 30.08.2026. It is further submitted that the applicant is aged about 24 years, whereas the complainant is aged about 21 years. He submits that the complainant voluntarily travelled with the applicant and other persons from Delhi to Dehradun and that two rooms were booked at the hotel with her consent. It is further contended that the complainant voluntarily shared a room with the applicant and that the physical relationship between them was consensual. Learned counsel, therefore, submits that the applicant deserves to be enlarged on bail. 5. Per contra, learned State Counsel has vehemently opposed the prayer for bail and submitted

that the allegations levelled against the applicant are serious in nature.

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 and the complainant are both adults, aged about 24 years and 21 years, respectively. It is evident from the F.I.R. that the complainant had travelled from Delhi to Dehradun along with the applicant and other persons. The parties had checked into a hotel, where two rooms were allegedly booked. The defence of the applicant is that the complainant voluntarily shared the room with him and that the physical relationship was consensual. The applicant has been in judicial custody since 30.08.2026. Having regard to the overall facts and circumstances of the case, the period of incarceration undergone by the applicant and without expressing any opinion on the merits of the allegations, this Court is of the considered view that the applicant has made out a case for grant of bail.

7. Accordingly, the bail application is allowed.

8. 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.)
04.11.2026

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