SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			C528/2424/2026 Rashid Ali --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. K.S. Bora, learned counsel for the applicant. Mr. Deepak Bisht, learned Deputy Advocate General for the State of Uttarakhand. Mr. Mohit Kumar Kashyap, learned counsel for respondent no. 2. 2. The present C-528 Application has been filed seeking quashing of the charge-sheet dated 18.11.2025, the cognizance/summoning order dated 27.11.2025 passed by the learned Judicial Magistrate, Almora, as well as the entire proceedings of Sessions Trial No. 12 of 2025, arising out of FIR No. 0029 of 2025, State vs. Rashid Ali, for the offences punishable under Sections 64(1) and 74 of the Bharatiya Nyaya Sanhita, 2023, registered at Police Station Kotwali Someshwar, District Almora, pending before the Court of learned Sessions Judge, Almora, District Almora. 3. As per the prosecution case, the applicant allegedly entered the room of the complainant forcibly and committed rape upon her. It is further alleged that, thereafter, the applicant informed the complainant's husband about the alleged incident. Upon completion of the investigation, the Investigating Officer submitted a charge-sheet against the applicant, whereupon the learned Magistrate took cognizance of the offences and passed the summoning order. During the course of

			trial, the prosecutrix was examined as PW-1 before the learned trial court. However, she did not support the prosecution case and categorically denied the allegations levelled against the applicant. Consequently, she was declared hostile. She further stated that the police had incorrectly recorded her statement and that she had never made the statement attributed to her under Section 180 of the Bharatiya Nagarik Suraksha Sanhita, 2023. 4. Having considered the facts and circumstances of the case, particularly the testimony of the prosecutrix recorded before the learned trial court as PW-1, wherein she has categorically denied the allegations levelled against the applicant and has not supported the prosecution version, this Court is of the view that the continuation of the criminal proceedings against the applicant would not serve any fruitful purpose. In the facts and circumstances of the present case, permitting the criminal proceedings to continue would amount to an abuse of the process of law. 5. Accordingly, the present C-528 Application is allowed. The charge-sheet dated 18.11.2025, the cognizance/summoning order dated 27.11.2025, as well as the entire proceedings of Sessions Trial No. 12 of 2025, arising out of FIR No. 0029 of 2025, State vs. Rashid Ali, pending before the Court of learned Sessions Judge, Almora, District Almora, are hereby quashed qua the applicant. **(Alok Mahra, J.)** 31-10-2026 SHIKHA SB