SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			BA1/1903/2026 Anand Pundir --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Ms. Lakshika Negi, learned counsel for the applicant. Mr. S.C. Dumka, learned A.G.A. assisted by Mr. Nikhil Bisht, learned Brief Holder for the State of Uttarakhand. Mr. Aakib Ahmed, learned counsel for the complainant. 2. The present bail application has been moved by the applicant, who is in judicial custody in connection with Case Crime No. 103 of 2026, registered at Police Station Sahaspur, District Dehradun, for the offences punishable under Section 65(1) of the Bharatiya Nyaya Sanhita, 2023 (BNS), and Sections 5(j)(ii)/6 of the Protection of Children from Sexual Offences Act, 2012 (POCSO Act). 3. Heard learned counsel for the applicant and learned State Counsel and perused the material available on record. 4. The mother of the victim lodged the FIR alleging that the applicant was known to the complainant's family and used to frequently visit their house. It is further alleged that the applicant sexually assaulted the victim, as a result of which she became pregnant. Thereafter, the applicant allegedly administered some medication to her, which resulted in the termination of her pregnancy.

			5. Learned counsel for the applicant submits that the applicant and the victim were in a love relationship for more than two years and had known each other since childhood. This fact is also admitted in the complaint itself. Learned counsel further submits that the statements of the victim and the complainant have already been recorded before the learned Trial Court as PW-1 and PW-2, respectively. In her statement, the victim has categorically stated that physical relations between her and the applicant were established consensually and that the applicant never forced her into any such relationship. 6. Learned counsel further submits that, in her statement before the Court, the mother of the victim has stated that the victim is 18 years of age and that her age has been recorded as two years less in her school certificate. It is submitted that the complainant was married in the year 2005 and the victim was born in the year 2007. It is further contended that, since the statements of the victim and the complainant have already been recorded before the learned Trial Court, there is no likelihood of the applicant tampering with the evidence. 7. Per contra, learned State Counsel has opposed the prayer for grant of bail. 8. 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 statements of the victim and the complainant have already been recorded before the learned Trial Court. Therefore, at this stage, the possibility of the applicant tampering with their testimony stands considerably diminished. Having regard to the facts and circumstances of the case, this Court is of the considered

			view that the applicant has made out a case for grant of bail. 9. Accordingly, without expressing any opinion on the merits of the case, this Court is inclined to enlarge the applicant on bail. The bail application is, accordingly, allowed. 10. Let the applicant be released on bail upon executing a personal bond and furnishing two reliable sureties, each in the like amount, to the satisfaction of the Court concerned, subject to the following conditions: (i) The applicant shall regularly attend the proceedings before the learned Trial Court and shall not seek any unnecessary adjournment. (ii) The applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade such person from disclosing such facts to the Court or to any police officer. (iii) The applicant shall not leave India without obtaining prior permission of the learned Trial Court. 11. It is clarified that, in the event of misuse of the liberty of bail or violation of any of the conditions imposed hereinabove, the complainant/informant shall be at liberty to move an appropriate application before the competent Court seeking cancellation of the applicant's bail. **(Alok Mahra, J.)** 06-11-2026 SB