

**HIGH COURT OF UTTARAKHAND AT NAINITAL**

**First Bail Application No.484 of 2023**

Rahul ...Applicant

Versus

State of Uttarakhand ...Respondent

Present:-

Mr. Gaurav Singh, Advocate for the applicant.

Mr. V.S. Rathore, A.G.A. for the State.

**Hon'ble Ravindra Maithani, J. (Oral)**

Applicant Rahul is in judicial custody, in FIR/Case Crime No. 570 of 2022, under Section 363, 366, 376 (2) (n) IPC, Section 5(l)/6 of the Protection of Children From Sexual Offences Act, 2012 and Section 67 (B) of the Information Technology Act, 2000, Police Station Jwalapur, District Haridwar. He has sought his release on bail.

2. Heard learned counsel for the parties and perused the record.

3. It is argued that the victim has not supported the prosecution case at trial. She was declared hostile and there is no forensic or electronic evidence.

4. These facts are not disputed by the learned State counsel.

5. Having considered the entirety of facts, this Court is of the view that the applicant deserves to be enlarged on bail.

6. The bail application is allowed.

7. Let the applicant be released on bail, on his executing a personal bond and furnishing two reliable sureties, each of the like amount, to the satisfaction of the Court concerned.

(Ravindra Maithani, J.)  
28.02.2023

Jitendra