

**IN THE COURT OF DISTRICT & SESSIONS JUDGE,
HARIDWAR.**

Present: Sri. Narendra Dutt, H.J.S.

Bail Application No. 509/2026

CIS No. 718/2026

CNR No. UKHA01-003814-2026

**Sachin Kumar s/o Jasram Singh r/o Village Dhingarpur Mhemudpur,
Bijnor Uttar Pradesh, present address Haridwar Green Society
Roshnabad Flat no. S01 507, Haridwar, Uttarakhand.**

.....Applicant/accused.

vs.

State of UttarakhandRespondent.

FIR No. 231/2026

Under Section- 115(2), 190, 191(2)

191(3), 109(1), 351(3)

Police Station- Sidcul

Counsel for Applicant/accused..... Mr. Sudarshan Agrawal.

State is represented by A.D.G.C. (Crl.).....Mr. Vinay Gupta.

Date- 04-08-2026

ORDER

1. Learned counsel for the applicant/accused Mr. Sudarshan Agrawal is present. State is represented by Mr. Vinay Gupta A.D.G.C. (Criminal).

2. In brief, the facts of the case as emerges out from the FIR dated 10-06-2026, are that the complainant brother-in-law's brother, Narendra Negi and Vishal used to visit the colony along with his friends and consume liquor, smack, and other intoxicating substances there. Achin the brother of the complainant and Narendra objected to their consuming intoxicants in the colony.

Owing to this, Vishal and his associates developed enmity against Achin and Narendra.

It is further alleged that on the night of 09.06.2026, at about 11:30pm, Vishal, Deepak, and Abhishank, along with Suraj, Ankul, Amit, Sagar, and 4–5 other persons, arrived at the spot armed with lathis, iron rods, and sharp-edged weapons. Immediately upon their arrival, Ankul attacked Achin with a sharp-edged weapon, while Vishal assaulted him with an iron rod. Thereafter, all the accused persons jointly assaulted Achin with the intention of kill him. It is further alleged that when Narendra intervened to rescue Achin, all the assailants also attacked Narendra with the intention of killing him.

As a result of the assault, Achin sustained serious injuries on his head and hand, while Narendra suffered grievous injuries on his eye, head, and jaw. Hearing the commotion, local residents, namely Sunil, Pawan, Upendra, Bhuvan, and others, intervened and rescued Achin and Narendra from the assailants, but before leaving, the accused persons threatened them to their lives. Thereafter both the injured were referred to hospital.

Thus on the basis of above stated allegation the case vide FIR no. 231/2026, was registered under Section 115(2), 190, 191(2), 191(3), 109(1), 351(3), at Police Station Sidcul

3. The present bail application has been filed by the learned counsel for the applicant/accused on behalf of the applicant/accused. Learned counsel for the applicant submitted that the applicant/accused has been falsely implicated in this case. In support of this argument, he submitted that almost 14 days after the incident, the applicant/accused was picked up from his medical store.

Learned counsel for the applicant/accused further submitted that the applicant/accused is not named in the FIR. He further submitted that no doubt the applicant/accused is seen in the CCTV

footage, but he is not the aggressor rather, he was trying to save the injured person and did not cause any injuries either to the injured or to any other person present at the time of the incident.

Learned counsel for the applicant/accused further submitted that since 23.06.2026, the applicant/accused is in custody. He is a young boy who is pursuing his B.E.M.S. course and works at a medical store in Hetampur. Learned counsel for the applicant/accused further submitted that the applicant/accused has no previous criminal history and that the chargesheet is about to be filed.

Thus, submitted that, considering the submissions made by him, the applicant/accused may be released on bail.

4. On the other hand, learned counsel for the State, Mr. Vinay Gupta, A.D.G.C. (Criminal), strongly opposed the bail application on the ground that the co-accused bail application has been rejected by this Court on merits by passing a detailed and speaking order.

It was further argued by him that it is the own admission and version of the counsel for the applicant/accused that the applicant/accused was present at the spot and visible in the CCTV footage collected by the Investigating Agency. It was further argued that the injured received serious injuries in the incident and remained in the ICU for a long time for the purpose of surgery.

Thus, he submitted that, seeing the gravity and nature of the offence, no ground for bail is made out.

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

6. This court has perused the MLC and the photographs which are placed on the record of the injured. The perusal of the injuries reflects that they are grave and serious, one of the injured was hospitalised and was battling for his life in the hospital as the injuries were grievous and serious.

It was also brought to the notice of the court that injured was unconscious at the time of admission and had undergone

neurosurgery and for the purpose of neurosurgery, the skull bones of the injured were removed by the doctor and were kept/preserved so that they can again be fixed again and also considering the fact that the bail application of the co-accused Deepak, bearing bail application no. 426/2026, titled as Deepak vs. State of Uttarakhand, arising out of the same FIR bearing no. 231/2026, registered under Section 115(2), 190, 191(2), 191(3), 109, 351(3), at Police Station Sidcul, has already been dismissed by this Court, on merits vide its order dated 07-07-2026. In view of the above observation, this Court is not inclined to grant bail to the applicant/accused. Hence, the present bail application stands dismissed.

Accordingly bail application of the applicants/accused bearing no. 509/2026, is disposed off and same be consigned to the record room.

(Narendra Dutt)
District & Sessions Judge,
Haridwar