

No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>ABA No. 209 of 2026 <u>Hon'ble Alok Mahra, J.</u> Mr. Kurban Ali and Ms. Lubhna Jahan, learned counsel for the appellant.</p> <p>2. Ms. Pushpa Bhatt, learned Additional Advocate General for the State of Uttarakhand.</p> <p>3. The applicant, Kapil, is seeking anticipatory bail in connection with FIR dated 23.08.2025, bearing FIR No. 0209 of 2025, registered at P.S. Kotwali, Kotdwar, District Pauri Garhwal, wherein he has been implicated for offences punishable under Sections 75(2) and 127(2) of the B.N.S., 2023.</p> <p>4. The First Information Report was lodged by the complainant, wherein she stated that she had booked a cab from Ghaziabad to Kotdwar through a BlaBla app. She boarded the cab from Ghaziabad at around 7:30 p.m. and reached Kotdwar at about 1:45 a.m. During the night, after reaching Kotdwar, the applicant along with his companion went inside the house and took the luggage of the complainant along with them. When the complainant entered the room, they locked the gate, switched off the lights, and started physically abusing her and attempted to molest her. Somehow, after about one hour, she managed to escape from there, called her friend, and went to his place.</p> <p>5. After investigation, the charge-sheet has been filed only against the applicant. It is mentioned in the charge-sheet that, on the basis of the statement of the complainant recorded under Sections 180 and 183 of the B.N.S., 2023, the involvement of the other person was not found.</p> <p>6. Learned counsel for the applicant submitted that the allegations are totally false and concocted, and the story has been developed by the prosecution due to a dispute regarding payment of the cab fare.</p> <p>7. All these aspects require deep scrutiny.</p> <p>8. Let the respondent file a counter affidavit within three weeks. One week thereafter is granted to the applicant to file</p>

a rejoinder affidavit.

9. As an interim measure, without expressing any opinion on the merits of the case, in the event of arrest during investigation, the applicant shall be released on interim anticipatory bail, subject to furnishing a personal bond with two reliable sureties of the like amount to the satisfaction of the Arresting Officer, subject to the following conditions:

(i) The applicant shall cooperate with the investigation;

(ii) The applicant shall not approach any witness in any manner whatsoever.

10. List this case on 16.07.2026.

(Alok Mahra, J.)

09.06.2026

Shiksha