

SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS  2025:UHC:8779
			WPCRL No.1122 of 2025 <u>Hon'ble Ashish Naithani, J.</u> Ms. Aastha Niwas, Mr. Lochan Sah, learned counsel for the Petitioners. 2. Mr. G.C. Joshi, learned AGA, for the State of Uttarakhand/1. 3. The present petitioners have put a challenge to the FIR No.0269 of 2025, dated 20.07.2025, which was registered at Police Station Kotwali, District Dehradun, Uttarakhand for their alleged involvement in commission of the offences under Sections 318 (4) and 61 (2) of B.N.S, 2023. 4. As far as the offence under Sections 318 (4) and 61 (2) of B.N.S, 2023 is concerned, it carry a sentence of less than seven years, and it will be covered by the ratio laid down by the Hon'ble Apex Court in the matters of “Arnesh Kumar vs. State Of Bihar” reported in 2014 (8) SCC 273, where the applicant is required to surrender before the court and seek his bail. However, the said benefit of “Arnesh Kumar vs. State of Bihar”, would be extended to the petitioners, subject to the condition that they cooperate with the investigation and render full support to the respondent no.1. 5. In view of the aforesaid, this writ petition is being disposed of under the guidelines framed under the judgment of “Arnesh Kumar vs. State of Bihar”. However, if there is any dereliction on part of the petitioners for not cooperating in the investigation, the benefit as granted by this order would automatically cease to have its effect. (Ashish Naithani, J.) 06.10.2025 Nitesh/

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