

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS  2026:UHC:2310
			<u>BA1 No. 1848 of 2025</u> Ravinder alias Billu --Applicant Versus State of Uttarakhand --Respondent <u>Hon'ble Ashish Naithani, J.</u> Mr. Vikas Anand, learned counsel for the Applicant. 2. Mr. Dinesh Chauhan, learned A.G.A. for the State of Uttarakhand. 3. Mr. Deep Prakash Bhatt, learned counsel for the Complainant. 4. The present Bail Application has been moved by the Applicant – Ravinder alias Billu, aged about 32 years, S/o Sh. Subhash Singh, R/o Village Beriya Daulat, P.S. Kelakhera, District Udham Singh Nagar. The Applicant is in judicial custody in connection with FIR No. 69 of 2025, registered at Police Station Gadarpur, District Udham Singh Nagar, under Sections 103(1) and 3(5) of the B.N.S., 2023. 5. Heard Mr. Vikas Anand, learned counsel for the Applicant, and Mr. Dinesh Chauhan, learned A.G.A. for the State. Perused the record. 6. As per the FIR, the prosecution story is that on 14.03.2025 at about 5:45 p.m., an incident occurred near Gularbhoj Dam. The injured (now deceased), Gurdeep Singh S/o Daljeet Singh, after celebrating the festival of Holi, had gone to take a bath at the dam, where he encountered five assailants, namely Harshit Bora S/o Rajesh, Gagan S/o Sukhdev, Ravinder alias Billu (present Applicant) S/o Subhash Singh, and Saurabh Baba S/o Roshan Lal,

			who allegedly assaulted the deceased and his cousin Jagroop Singh S/o Nishant Singh. It is further stated in the FIR that Harshit Bora opened fire at the chest of the deceased and also pointed a firearm at the chest of Jagroop Singh. It is alleged that the gunshot fired by Harshit Bora hit the chest of the deceased, causing grievous injuries. The injured was referred to a higher centre; however, while in transit, he succumbed to his injuries. 7. Learned counsel for the Applicant submits that the Applicant has been falsely implicated and is in judicial custody since 18.03.2025. It is further submitted that a co-accused, namely Gursharan Singh alias Gagan, having an identical role, has already been granted bail by this Court vide order dated 26.02.2026, and on the ground of parity, the present Applicant is also entitled to be enlarged on bail. 8. Learned State Counsel opposes the Bail Application and submits that the dying declaration of the deceased is consistent with the prosecution version and the <i>fard-beyan</i>, and is further supported by the statements of other prosecution witnesses. 9. Learned counsel for the complainant also opposes the Bail Application and submits that the dying declaration of the deceased was recorded by the Investigating Officer in the presence of a Medical Officer, and the same has been placed before this Court in a pen drive. It is further submitted that the deceased had categorically narrated the incident, and therefore, the Applicant may not be enlarged on bail as he may pose a threat to the complainant and other witnesses. 10. Considering the facts and circumstances of the case and upon perusal of the record, this Court finds that, at this stage, sufficient grounds exist for grant of bail, firstly, on the ground that the present Applicant is not the main assailant who fired upon the deceased, and
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		secondly, on the ground of parity, as the co-accused having an identical role has already been granted bail. As regards the dying declaration, the same shall be considered at the stage of trial, as it involves various legal aspects concerning its admissibility. Without expressing any opinion on the merits of the case, this Court is of the view that the Applicant is entitled to be released on bail at this stage. 11. Accordingly, the Bail Application is allowed. 12. Let the Applicant be released on bail upon his executing a personal bond and furnishing two reliable sureties, each in the like amount, to the satisfaction of the Court concerned. 13. All pending applications, if any, stand disposed of. (Ashish Naithani, J.) 01.04.2026 Shiksha
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