

In The Court of Sessions Judge, Gonda

Bail Application No. 485/2026

CNR No. UP GD01001489-2026

Bhanu Pratap Singh, aged about 32 years, S/o Ram Prasad Singh, R/o Village-Vishnoharpur, P.S.- Nawabganj, District- Gonda.

.. Accused/applicant

Versus

State of Uttar Pradesh

... Opposite party

Date: 09.03.2026

1- This bail application is moved on behalf of applicant/accused **Bhanu Pratap Singh** U/s 483 BNSS in relation to case crime no.- 465/2025, U/s 191(2), 191(3), 115(2), 352, 351(3), 109(1),117(2), 118(1), 190 BNS, P.S.- Paraspur, District- Gonda. Applicant/ accused is in judicial custody.

2- As per first information report, it is alleged by the complainant Awadesh Pratap Singh that on 14.11.2025 at around 6.30 p.m. because on the issue of fish farming in a pond accused persons Arvind Singh, Yogesh Singh, Rahul Nishad, Dev Pratap Singh, Bhanu Pratap Singh along with 10-15 unknown persons , near Panchwati temple attacked on him with lathi-danda, belcha and sharp edged weapons. In the alleged incident Jai Prakash and Satya Prakash injuries dangerous to life. He and ankit also sustained injuries. On noise when near by persons reached on the spot, accused persons ran away from the spot, extending threat and hurling abuses.

3- On the basis of above information, on 14.11.2025 a first information report U/s 191(2), 191(3), 115(2), 352, 351(3), 109(1) BNS was registered against 05 named and 10 -15 unknown persons in aforesaid case crime number at police station concerned.

4- Learned counsel for the accused/applicant argued that accused/ applicant is innocent and has falsely been implicated in the instant case. Alleged incident is of the evening but no source of light is mentioned in the FIR. There is no independent witness / eye witness of alleged incident and all the witnesses are interested witnesses. Accused/applicant has no relation with the alleged incident. Injuries of injured persons are simple in nature and no offence u/s 109 BNS made out against accused/applicant. Apart from this bail application of co-accused persons are already bailed out by this court and role of accused/applicant is not different from that. Accordingly, on the above grounds urged to enlarge the accused/applicant on bail.

5- Per contra, learned DGC (Crl.) for the State vehemently opposed the instant bail application and argued that accused /applicant along with other co-

accused persons is named in the FIR. 04 persons are injured in instant case and among that Jai Prakash and Satya Prakash are grievously injured having injuries on their vital part i.e. head. In medico legal report of injured persons Jai Prakash and Satya Prakash 05-05 injuries are shown on the body of the injured. In x-ray report of injured Awadesh fracture in metacarpal bone of left hand was shown. Maximum punishment for the offence committed in instant case is imprisonment for life. During investigation, section 117(2), 118(1),190 BNS was added to the case. Investigation is going on and charge-sheet is still awaited. Offence is heinous in nature. But at the same time he did not disputed the fact the bail application of co-accused persons has been allowed by this court. Accordingly, urged to reject the instant bail application.

6- Heard, learned counsel for both the parties and perused the record.

7- It transpires from the perusal of record that accused/applicant along with other co-accused persons is named in the FIR. Initially FIR was lodged U/s 191(2), 191(3), 115(2), 352, 351(3), 109(1) BNS. During investigation, Section 117(2), 118(1),190 BNS was added to the case. 04 persons are injured in instant case. There is no CT scan report till date on record. In doctor statement only this is stated that if treatment is not possible, injured persons may have died but there is no supplementary report on record till date. In CD no.-8, dated 11.12.2025 I.O. has narrated that injured Jai Prakash Singh have stated to him that as soon as he will recover, he will conduct his CT scan and subsequently, on 10.12.2025 injured Jai Prakash gone to KGMU Lucknow to get his CT scan. Thus, prima-facie, it can be said that there is no grievous injury to the injured. No specific role of accused/applicant is shown in the FIR. Investigation is going on and charge-sheet is still awaited. No conviction report regarding criminal history of accused/applicant has produced before me. Accused/applicant is languishing in jail since 26.02.2026. Co-accused persons Arvind Kumar Singh, Dev Pratap Singh and Rahul Nishad and Yogesh bail applications are already allowed by this court vide order dated 11.12.2025, 28.01.2026 respectively and role of accused/applicant is similar to that.

8- Accordingly, in view of above facts and circumstances of the case and without expressing any opinion on the merits of the case, I found it to be a fit case for bail.

Order

Bail application no. 485/2026 moved on behalf of applicant/accused **Bhanu Pratap Singh** in relation to case crime no. 465/2025, U/s 191(2), 191(3), 115(2), 352, 351(3), 109(1),117(2), 118(1), 190 BNS, P.S.- Paraspur, District-Gonda is hereby **allowed**.

Accused/applicant be released on bail on furnishing a personal bond of Rs. 1,00,000/- and two sureties of the like amount each to the satisfaction of the court concerned and an undertaking subject to the following conditions:-

1- accused/applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer.

2- accused/applicant shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in the Court.

3- accused/applicant shall remain present before the trial court on each date fixed, either personally or through his counsel.

4- The accused/applicant shall remain present, in person before the court on dates fixed for (i) opening of the case (ii) framing of charge and (iii) recording of statement under 313 of Cr.P.C./351 BNSS.

In case of default of these conditions without sufficient cause, it shall be open for the prosecution to proceed against the accused/applicant in accordance with law.

Dated: 09.03.2026

(Durg Narain Singh)
Sessions Judge,
Gonda

ID no. : UP 5863