UPLK010069522026

COURT OF SESSIONS JUDGE, LUCKNOW.

(Present: MALKHAN SINGH, H.J.S.)

BAIL APPLICATION (U/S 482 BNSS) NUMBER : 3283/2026

Smt. Soniya Rai, W/O Nityanand Rai, R/O Village Mohanpura, Post Office Pradhan Ji Bareji, PS Nonahara, District Ghazipur.

..... **Accused/Applicant.**

Versus

State of Uttar Pradesh. ..... **Opposite Party.**

Case Crime Number: 83/2021,
U/s: 419, 420, 467, 468, 471 I.P.C.,
P.S.: Sushant Golf City, Lucknow.

20.06.2026

Instant anticipatory bail application under Section 482 BNSS, supported with affidavit, has been preferred by accused-applicant **Smt. Soniya Rai** in aforementioned crime number and sections.

Prosecution case, in brief, is that informant/complainant Vikas Kumar has alleged that Nityanand Rai induced the informant and other unemployed persons on the pretext of arranging Group-D job in Railway whereon informant deposited Rs. 9 Lakh in the account of Smt. Soniya Rai W/O Nityanand Rai. Satyam Mishra deposited Rs. 25,000/- in said account and gave Rs. 3.25 Lakh in cash. Nityanand Rai cheated informant alongwith Sheetladeen and Harsh also. Nityanand Rai and Abhishek Rai sent the informant and three others, names aforementioned, for training at DRM Office, Dhanbad through one Gautam by giving forged joining letter and after working completing one month training, when informant asked for salary, Nityanand Rai asked them to come to Delhi and thereafter, kept on procrastinating.

Heard learned counsel for applicant/accused and learned DGC (Crl.) for State and perused material available on record.

Learned counsel for applicant/accused has submitted that applicant is innocent, she has committed no offence and has been falsely implicated. The allegations of funds transfer and promise of job are against Abhishek Rai and Nityanand Rai and applicant is being implicated only because she is wife of Nityanand Rai who used applicant's account number in the alleged transaction. Applicant is a home maker. She has no connection with alleged occurrence. She did not even meet the victims in person. She has not even spoken to any of the victims. Co-accused Nityanand Rai and Abhishek Rai have been granted bail by Hon'ble High Court and co-accused Sureman has been granted bail by this Court. Police is trying to arrest the applicant.

Per-contra, learned DGC (Crl.) has submitted that applicant/accused alongwith co-accused persons cheated the informant and others on the pretext of providing them government jobs and instead, gave them fake joining letters and applicant has received money from the victims in her own bank account.

During investigation, it transpired that informant transferred Rs. 2,30,000/- on various dates from his P.N.B. account no. 5998001500013946 to Account No. 38610182247 and Rs. 70,000/- from his brother's bank account no. 681410100016863 and Rs. 4,12,199/- from his Bank of Baroda account no 35090100012129 and he was given appointment letter bearing no. 993951 of East Central Railway dated 24.07.2020 bearing stamp of Railway Recruitment Board. During investigation, witness/victim Satyam Mishra, informant Vikas Kumar, victim Harsh and Sheetladeen supported the prosecution version in its entirety. During investigation, the appointment letter given to informant was sent to Railway Department for verification whereon Shri Neeraj Kumar, Assistant Employee Officer, For Divisonal Railway Manager (Employee), East-Central Railway, Dhanbad vide letter dated 14.02.2022 informed the Investigating Officer that the appointment letter in question has not been issued by railway and there is no such organization in the name of Railway Recruitment Board, East Central Railway, Dhanbad.

There are allegations that accused/applicant alongwith co-accused persons cheated informant and others on the pretext of government jobs and provided them fake appointment letters. Perusal of record reveals that money was deposited by the informant and other victims in the bank account of applicant-accused. The specific role assigned to the applicant is that she received money from the victims who transferred money in the anticipation of jobs. Investigation is going on against the applicant and it appears that she has concealed herself and remained unavailable during informant for more than four years. Learned DGC (Crl) has vehemently argued that none of the co-accused persons were granted anticipatory bail in this case and all of them have been granted regular bail and as applicant is not cooperating with investigation, she cannot be given benefit of anticipatory bail. It is well settled that grant of anticipatory bail is an extra-ordinary power which should be exercised sparingly.

After hearing both the parties at length, keeping in mind the nature and gravity of offence, severity of allegations, evidence collected in support thereof, no case is made out for grant of anticipatory bail.

ORDER

Accordingly, this anticipatory bail application is **rejected**.

Date: 20.06.2026

(Malkhan Singh)
Sessions Judge,
Lucknow.