



UPLK010082192026

COURT OF THE SESSIONS JUDGE, LUCKNOW.
PRESIDING OFFICER : MALKHAN SINGH, H.J.S.

BAIL APPLICATION (U/S 482 B.N.S.S.) NUMBER : 4047/2026.

Pradeep Kumar @ Suraj, aged about 26 years, S/O Ram Autaar, R/O 143, Kandhar Tala, Majra- Shahmau, Naubasta, Mall, P.S. Mall, District Lucknow, U.P.

.....APPLICANT/ACCUSED.

VERSUS

State of Uttar Pradesh and Ors.

.....PROSECUTION.

Case Crime Number: 0115/2026.
Under Sections: 108 BNS
Police Station: Mall,
District: Lucknow.

10.07.2026.

Instant application praying for anticipatory bail under Section 482 Bhartiya Nagarik Suraksha Sanhita, has been moved by the applicant **Pradeep Kumar @ Suraj** in Case Crime Number and Sections aforementioned.

In a nutshell, the Prosecution Case is that informant Bittan has alleged that her daughter Sunaina, aged about 24 years, was married in the year 2022 with Pradeep Kumar @ Suraj according to Hindu rites and customs. After the marriage, he allegedly neglected and assaulted informant's daughter and was allegedly maintaining illicit relations with an unknown woman, which was opposed by her daughter. On account of such objection, he allegedly used to beat her. On 17.04.2026, her daughter telephonically informed the informant that she should be taken back to her parental home, otherwise Pradeep Kumar @ Suraj would kill her. Thereafter, at about 10:00 p.m., the informant received a call from Suraj's uncle informing that her daughter had suffered a heart attack and had been admitted to Sampoon Swasthya Kendra, Mal. Subsequently, the informant was informed that her daughter had died during treatment. It is further alleged that Pradeep Kumar @ Suraj, Surjpal and the unknown woman having illicit relations with Suraj were responsible for the death of her daughter and had committed her murder by treating it as a case of heart attack.

Heard learned counsel for accused/applicant as well as learned D.G.C. (Criminal) for State of Uttar Pradesh and perused the material available on record.

Learned counsel for the accused/applicant has submitted that he is innocent, has committed no offence and has been falsely implicated in this case. There is an inordinate and unexplained delay of around one month in registration of FIR. Deceased was wife of the applicant. Applicant took deceased to CHC, Mall due to ill health of deceased whereafter, she was referred. Applicant is sole bread earner of his family. Applicant undertakes to cooperate in the investigation. Applicant has no previous criminal history.

Learned D.G.C. (Criminal) for the State of Uttar Pradesh has opposed the bail application arguing that accused/applicant has illicit relations with other

woman from whom there were call details with applicant and deceased as well, due to which deceased suffered mental trauma and had committed suicide. During investigation, Sections 85, 80 BNS and 3/4 D.P. Act has been removed and Section 108 BNS has been added against applicant in this case. Investigation is still pending in this case.

Allegations against the present applicant are of subjecting deceased to mental cruelty on account of his alleged illicit relationship with another woman. Despite repeated objections by the deceased, the applicant continued such relationship and used to quarrel with and assault her. During investigation the statements of the material witnesses, namely the parents, brother and sister of the deceased, prima facie support the allegation that the applicant maintained an illicit relationship with another woman and subjected the deceased to continuous mental cruelty, which allegedly drove her to commit suicide. Investigation further reveals that Section 108 BNS has been added against the applicant after collection of evidence and the investigation is still in progress. At this stage, the allegations cannot be said to be inherently improbable and custodial interrogation, if required, cannot be ruled out. During investigation, in the post-mortem report of the deceased, doctor has noted an injuries an oblique ligature mark of size 32 cm X 02 cm present all around the neck above thyroid cartilage in front of neck passing obliquely upward and backward along the line of mandible and it is interrupted by 06 cm on back of neck. Ligature mark is situated 04 cm below right ear and 05 cm below left ear, base of groove of ligature mark is yellowish, hard and parchment like, on opening sub cutaneous tissue underneath the ligature mark is white, hard and glistering. Doctor has opined the cause of death as Asphyxia due to ante-mortem hanging as noted, however, viscera preserved for chemical analysis. Investigation is stated to be going on in the matter. It is well settled that power to grant anticipatory bail is extraordinary and should be exercised sparingly.

After hearing learned counsels for both parties, keeping in mind the nature and gravity of offence, severity of allegations and role assigned to applicant, without commenting on merits of the Case, grounds for bail are not found sufficient and as such, bail application is liable to be rejected.

ORDER

Anticipatory bail application is **rejected** accordingly.

Date: 10.07.2026.

(Malkhan Singh)
Sessions Judge,
Lucknow.