



UPMA010030252026

**In the court of Sessions Judge, Mau.**

**Present:Sanjay Kumar Yadav-III,HJS**

**Judicial Officer Code no. UP2023**

**Application for Bail no. 987 of 2026**

**Ashish**

**---Accused/applicant**

**versus**

**State of U.P.**

**---Opposite party.**

**ORDER**

1. The present application for Bail has been moved on behalf of the accused-applicant Ashish involved in case crime no. 0157 of 2026, for the offences punishable under sections 64(M), 123, 89, 352, 351(3) B.N.S., within the territorial jurisdiction of Police Station Mohammadabad Gohana, District Mau.
2. Heard the learned counsel for the accused-applicant as well as learned In-charge District Government Counsel (Crl.) and perused the record.
3. The prosecution story in brief are that, accused Ashish adulterated intoxicated substance in cold drink, and made to administer the same to the victim, thereafter in semi-unconscious condition, he committed rape upon her and he made video of the same. Later on giving threatening of making video viral, accused applicant Ashish committed rape upon victim several times, due to which victim started to live in fear condition. Due to rape committed by the accused applicant, victim became pregnant. Taking benefit of mental condition of the victim and giving threatening to make viral of alleged video, the accused applicant took gold necklace-30 gms, gold earring-12 gms, wedding necklace-20 gms and Rs.1 Lac cash from the victim. He also got the victim aborted. After it, victim started living in ill condition. All the facts were told by the victim to the informant. Victim also told that at the instance of country made pistol, accused applicant demanded Rs.4 Lacs from the victim and in default of giving rupees, he threatened the victim to make viral of disputed video and to kill her brother.
4. The learned counsel for the accused-applicant submits that the accused applicant is innocent and he has been falsely implicated in this case due to enmity. He further submits that there is no mention of date, time and place of the incident in FIR. As per FIR, several times, rape has been committed is said, but in these period, no any complaint was ever made by the victim to any authority. The prosecutrix is major having age of 24 years. The Prosecution story is not corroborated with the medical report. Accused applicant has been detained in jail

since 23.05.2026. He prayed for releasing him on bail.

5. The learned In-charge District Government Counsel (Crl.) submits that accused applicant has administered cold drink adulterating some intoxicated substance and in semi-unconscious condition, he committed rape upon the prosecutrix and made video of this incident. Thereafter, giving threatening to make viral of alleged video, he also committed several times rape upon the victim. Taking benefit of mental condition of the victim and giving threatening to make viral of alleged video, the accused applicant also took gold necklace, gold earring, wedding necklace and Rs.1 Lac cash from the victim. He also got the victim aborted. At the instance of country made pistol, accused applicant demanded Rs.4 Lacs from the victim and in default of giving rupees, he threatened the victim to make viral of disputed video and to kill her brother. The accused applicant committed grave offence. He prayed for rejection of application for bail.
6. It is allegations on the accused applicant that he has administered cold drink adulterating some intoxicated substance and in semi-unconscious condition, he committed rape against the victim and made video of this incident. Thereafter, giving threatening to make viral of alleged video, he also committed several times rape against the victim. He also took ornaments from the victim and at the instance of country made pistol, he demanded Rs. 4 Lacs from the victim. In the statement under Section 180 B.N.S.S. the prosecutrix corroborated the versions of FIR. In the statement under Section 183 B.N.S.S., the prosecutrix has stated that she went to Azamgarh for examination, where accused applicant got drink water, thereafter, adulterating some intoxicated substance in cold drink, he administered her cold drink and in semi-unconscious condition, he committed rape with her and made video of the same. He threatened the victim to make viral video and committed rape upon her forcibly. He also took necklace, earnings, wedding necklace and Rs. 1 Lac at the instanced of country made pistol. He also demanded Rs.4 Lacs from her. Considering the facts and circumstances of the case, contents of FIR, statements of the prosecutrix under Section 180 & 183 B.N.S.S. role assigned to the accused applicant and gravity of the offence, this Court does not find it a fit case for bail.
7. Hence, the application for bail moved by the accused-applicant Ashish is ,hereby, dismissed.

**(Sanjay Kumar Yadav-III)**  
**UP2023**

Dated June 10, 2026

Sessions Judge, Mau.

Typed by-Anil Kumar Srivastava, P.A.