

In the Court of Sessions Judge, Ramabai Nagar (Kanpur Dehat)

Bail Application No. 1271/2026

CNR No.- UPRN010033282026

Sudhanshu Gautam, aged about 21 years, S/o Ram Prakash, resident of Village Dul, P.S Sachendi, District Kanpur Nagar.

.....Accused-applicant

Versus

State of U.P through D.G.C. Criminal, Kanpur Dehat.

.....Opposite party

**Case Crime No.- 21/2024,
U/Ss.-380, 411, 467, 468, 471 I.P.C
P.S.- Chaubepur, Kanpur Nagar.**

Order

1. This bail application is on behalf of accused/applicant **Sudhanshu Gautam** S/o Ram Prakash resident of Village Dul, P.S Sachendi, District Kanpur Nagar, in Case Crime No. 21/2024 U/ss: 380, 411, 467, 468, 471 I.P.C, P.S Chaubepur, District Kanpur Nagar.

2. Briefly the prosecution case is that the informant Mahendra Kumar moved a written complainant to the concerned police station stating that he is resident of village Indalpur Jugraj, P.S Chaubepur, District Kanpur Dehat. On the night of 18.01.2024, inside his house unknown thieves stolen Laptop- Ashush Vivo Book, Mobile Phone One Plus, Mobile Phone MI, Tablet Acer One 8, office Document, gold earrings, mangalsutra, anklets. At about 6:00 a.m, when his wife Reeta woke up, she found that the door was open and the lock was lying on the ground. In one room, his sons Ayush Kamal and Abhishek Kamal were sleeping. In the other room, his wife's jewellery had been kept in a small box among clothes without being locked. In his report, the informant also mentioned details of One Plus mobile phone, laptop and tablet and requested to take appropriate legal action.

3. The counsel for the applicant/accused argued that he has been falsely implicated in this case. He is innocent. He is not named in the FIR; case was registered against unknown persons. Neither did he commit any theft nor was any stolen property recovered from his possession. There are no independent witness. There is no direct evidence against the accused in the said incident. The accused has no criminal history. Co-accused persons are also released on bail. The applicant/accused has been detained in the jail since 26.01.2024. He will not misuse the liberty of bail. Accordingly, prayed to allow the bail.

4. On behalf of the prosecution, the learned D.G.C. (Criminal) vehemently opposed the bail and argued that accused alongwith other co-accused persons committed theft Laptop- Ashush Vivo Book, Mobile Phone One Plus, Mobile Phone MI, Tablet Acer One 8, office Document, gold earrings, mangalsutra, anklets during the night from the informant's house.

Police arrested three accused persons with Swift Desire Car and also recovered Laptop, Tablet, Mobile, Cash Rs. 1,82,000/- and jewellery from their possession. Accused/applicant is criminal person having criminal history. The charge sheet has already been filed. The offence is serious in nature. Accordingly prayed to reject the bail application.

5. I have heard arguments of Ld. Counsel for the accused/applicant and Ld. D.G.C (Cri.) and perused the case diary and other relevant prosecution papers.

6. In the present case, the applicant/accused is accused of stealing jewelry, laptop, mobile from the complainant's house. Laptop, Mobile and jewellery has been recovered from the applicant/accused person. Applicant/accused involvement in the said crime is alleged to have come on the basis of statement given to the police. There are no independent witness in the case. The accused has been languishing in jail since 26.01.2024. Co-accused person Amit Gautam is released on bail by this court. The case is triable by the Magistrate First Class. Although the prosecution has presented the accused/applicant's criminal history, no documents have been presented by the prosecution to prove that the accused has been convicted in any case.

7. After considering the facts and circumstances of the case, there are sufficient grounds for releasing the applicant/accused on bail without expressing any opinion on the merits of the case.

8. The bail application of applicant/accused Sushanshu Gautam is accepted. Applicant/accused Sudhanshu Gautam is released on bail on his furnishing a personal bond of Rs. 1,00,000/- (One Lakh) and one surety of like amount to the satisfaction of the court concerned.

Dated: 27.06.2026

(Ravindra Singh)
Sessions Judge
Ramabai Nagar (Kanpur Dehat)
J.O Code- UP02003