



UPI010017632026

**The Court of Sessions Judge, Sitapur**

**Present- (Ashish Jain), (H.J.S.)**

**Bail Application No. 334/2026**

**CIS No.- 759/2026**

Vishal Lodh ..... Accused-applicant.,  
**Versus**  
State of U.P. .... Respondent.

**Case Crime No.- 476/2025**

**Section-305(A), 331(4), 317(2) B.N.S.**

**P.S.- Mahmoodabad, District Sitapur.**

**Disposed Bail Application Order**

1. This first bail application has been filed by the accused-applicant **Vishal Lodh** in Case Crime No. 476/2025 under sections 305(A), 331(4) and 317(2) B.N.S., P.S. Mahmoodabad, District Sitapur.
2. In connection with this bail application an affidavit of **Mr. Anjul** has also been filed stating that this is accused-applicant's first bail application and no other bail application has been filed by the applicant either in this Court or in the Hon'ble High Court neither any bail application is pending before this Court nor has been rejected.
3. The brief facts of the prosecution case are that the complainant, Masood Ahmad, resident of Sherapur Mod, Police Station Mahmoodabad, states that on the intervening night of 13/14.12.2025, unknown thieves broke open the lock of his house and committed theft of valuable jewellery and cash, while the complainant along with his family was sleeping in another room at the relevant time.
4. Heard the learned counsel for the accused-applicant and D.G.C. Criminal for the State and perused the record.
5. Learned counsel for the accused-applicant stated that the accused/ applicant has been falsely implicated in the case. That the accused-applicant is completely innocent. That the accused-applicant is detained in jail since 28.12.2025. That the said incident is said to have taken place on 13.12.2025 and F.I.R. has been lodged on 27.12.2025. That the said F.I.R. was lodged against some unknown persons by the

complainant, accused/applicant was not named in the said FIR. That there is no independent witness of the said incident. That nothing illegal has been recovered from the possession of the accused-applicant, recovery shown by police is false and fabricated. That the bail of the co-accused has already been granted by this court. That the accused-applicant, if enlarged on bail, is ready and willing to abide by the terms and conditions imposed by this Hon'ble Court and shall not misuse the liberty of bail granted to him and will appear before the Court on each date of hearing.

6. Per contra, learned D.G.C. Criminal has vehemently opposed this bail application.
7. Case Diary and materials available on record have been examined. From the perusal of the case diary it is evident that the accused-applicant has been languishing in jail since 28.12.2025 in the above case. From the perusal of the F.I.R. it reveals that the accused-applicant is not named in the alleged F.I.R. The said FIR has been lodged against some unknown persons. No presence of any independent eye-witness has been mentioned in the said F.I.R. The complainant himself is not an eye-witness of the said occurrence. In this connection I have gone through the recovery memo where the accused-applicant was arrested by the concerned police and two unused cartridges of 12 bore, one tamancha of 12 bore, 4 small kada, 6 white metal coins, two pair of anklets and cash amounting to 440/- Rupees have been recovered from the accused-applicant's possession. But it is pertinent to mention that no presence of any independent eye-witness has been mentioned in the said recovery memo as well. The bail of the co-accused Ismael has already been granted by this court vide order dated 19.01.2026. The accused-applicant is not previously convict. Considering the above mentioned facts and circumstances of the case without expressing any opinion on the merits of the case, there is reasonable ground for the accused-applicant to be released on bail. Hence, the bail application of the accused-applicant is liable to be **allowed**.

### **ORDER**

This bail application No. 334/2026 moved on behalf of the accused-applicant **Vishal Lodh** in Case Crime No. 476/2025 under sections

305(A), 331(4) and 317(2) B.N.S., P.S. Mahmoodabad, District Sitapur is, hereby, allowed. The applicant/accused shall be released on bail upon furnishing a personal bond of **Rs. 50,000/- (Fifty Thousand Rupees)** and two reliable sureties of the like amount to the satisfaction of the concerned Magistrate. It is hereby directed to the Sessions Clerk that a copy of this order be furnished to the Computer Section through which Computer Section can inform the Jailer of District jail Sitapur.

**Date:18.03.2026**

Agam/-

**(Ashish Jain)**

District and Sessions Judge  
Sitapur

J.O. Code- UP- 2024