



UPSI010040072026

The Court of District & Sessions Judge, Sitapur.

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

CIS No.- 1789/2026

First Bail Application No. 764/2026

Aniket ... Accused-applicant,

Versus

State of U.P. ... Respondent.

Case Crime No.- 536/2025

Section- 74, 352, 351(3), 64 B.N.S.

P.S.- Pisawan, Sitapur.

Disposed First Bail Application Order

1. This first bail application has been moved on behalf of the accused-applicant **Aniket** in Case Crime No. 536/2025 under sections 74, 352, 351(3), 64 of the B.N.S., P.S. Pisawan, District Sitapur.
2. In connection with this bail application an affidavit of **Mahendra Kumar** has also been submitted stating that this is the accused-applicant's first bail application and no other bail application has been moved on behalf of the accused-applicant either in this Court or in the Hon'ble High Court neither any bail application is pending or moved before this Court nor has been rejected.
3. Brief facts of the case is that, the complainant Dipankar, submits that on 17.12.2025 at about 7:30 PM, his mother, Anjana, aged about 30 years, was going towards the fields to attend nature's call and the complainant was following behind for the same purpose. At that time, the accused Aniket, came from behind and caught hold of his mother with ill intention and started molesting her. Upon witnessing the incident the complainant objected and scolded the accused, whereupon the accused left his mother, abused the complainant in filthy language and fled from the spot while extending threats to kill.
4. Heard the learned counsel for the accused-applicant and D.G.C. Criminal for the State and perused the material available on record.

5. Learned counsel appearing on behalf for the accused-applicant stated that applicant was initially named only for offences under Sections 74, 352 and 331(3) of the BNS. Subsequently, the applicant's opponents, after consultation and in collusion with the police, got Section 64 of the BNS added against the applicant. The applicant has not committed any offence in the present case. The applicant is innocent and has been falsely implicated. The First Information Report in the present case has been lodged with delay, for which no explanation has been given. The accused-applicant is ready and willing to abide by the terms and conditions imposed by this Hon'ble Court, if this Court pleases to grant bail. The accused-applicant shall not misuse the liberty and will not tamper the evidence.
6. Per contra, learned D.G.C. Criminal has vehemently opposed this bail application.
7. Case diary and the material available on record have been perused. From the perusal of the FIR, it transpires that on 17.12.2025 at about 7:30 P.M., when the complainant's mother was going towards the field for nature's call, the accused-applicant allegedly caught hold of her with bad intention and started molesting her. When the complainant objected to the conduct of the accused, he allegedly abused the complainant in filthy language, extended threats to kill and fled from the spot. Further, the statement of the victim recorded under Section 183 BNSS has been perused, wherein she has specifically stated that the accused-applicant forcibly established physical relations with her against her will. The allegations levelled against the accused-applicant are grave and serious in nature. The accusation pertains to commission of an offence punishable under Section 64 BNS, which carries severe punishment which may extend to imprisonment for life. Therefore, at this stage, considering the nature and gravity of the accusations, the seriousness of the offence, the severity of punishment prescribed under law, the statement of the victim recorded during investigation and the overall facts and circumstances of the case, this Court is of the view that the accused-applicant does not deserve to be enlarged on bail. Accordingly, the bail application of the accused-applicant is liable to be **rejected**.

ORDER

This Bail Application moved on behalf of the accused-applicant **Aniket** in Case Crime No. 536/2025 under Sections 74, 352, 351(3), 64 of the B.N.S., P.S. Pisawan, District Sitapur is hereby, **rejected**.

Date:09.07.2026
Agam/-

(Ashish Jain)
District and Sessions Judge,
Sitapur
J.O. Code- UP- 2024