



UPSI010039442026

The Court of District & Sessions Judge, Sitapur.

CIS No.- 1743/2026

Bail Application No. 740/2026

1. Kamlesh		
2. Manoj Kumar		
3. Kiran Devi		Accused-applicants,
	Versus	
State of U.P.		Respondent.

Case Crime No.- 123/2025

Section- 108 BNS

P.S.- Kamlapur, District Sitapur.

Disposed Bail Application Order

1. This first bail application has been filed by the accused-applicants **Kamlesh, Manoj Kumar** and **Kiran Devi** in Case Crime No. 123/2025 under Sections 108 of the BNS, P.S. Kamlapur, District Sitapur.
2. In connection with this bail application an affidavit of **Ram Ji Pal** has also been filed stating that this is the first bail application of the accused-applicants and no other bail application has been filed by the accused-applicants 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, Naimish Pal, resident of Village Sarvarpur, Police Station Kamalapur, District Sitapur, alleged that on the intervening night of 07/08.05.2025 at about 12:30 a.m., his elder brother, Alok Pal, consumed poison in his agricultural field and himself informed the police, Dial-112 and the ambulance service through his mobile phone. Upon receiving the information, the police reached the spot and, after informing the complainant, Alok Pal was taken to the hospital by ambulance. Owing to his critical condition, he was referred to Trauma Centre, Lucknow, where he subsequently died during treatment. After completion of the post-mortem examination and last rites, when the complainant and his family members visited the place where Alok Pal had allegedly consumed poison, they found a suicide note written by the deceased. On the basis of the said suicide note, the complainant came to know that the deceased was allegedly subjected to mental

harassment, humiliation and physical ill-treatment by his brother-in-law Shyamu, his brothers-in-law Kamlesh and Manoj, and his wife Kiran. It is alleged that being unable to bear such harassment and persecution, Alok Pal ended his life by consuming poison.

4. Heard the learned counsel for the accused-applicants, learned counsel for the complainant and D.G.C. Criminal for the State and perused the record.
5. The Learned counsel appearing on behalf of the accused-applicants stated that the accused-applicants have been falsely implicated in the present case on the basis of a fabricated and self-created suicide note allegedly relied upon by the complainant. The FIR was lodged after a delay of 19 days, and no satisfactory explanation for such delay has been provided, which clearly indicates that the report was registered only on the basis of the alleged suicide note in order to falsely implicate the accused-applicants and save the real persons responsible. The deceased, Alok Pal, was residing in a joint family and his only source of income was agriculture. It is alleged that the earnings from his agricultural activities were retained by his family members and he was subjected to mental harassment by them, due to which he became distressed and ultimately committed suicide by consuming poison. It is further stated that the deceased was also addicted to alcohol. The accused-applicants never subjected the deceased to any mental harassment, abetment or instigation for committing suicide. They have been falsely implicated by the complainant in collusion with the police. No offence as alleged is made out against the accused-applicants and they have been unnecessarily arrested without any sufficient evidence. It is further submitted that the charge-sheet has not yet been filed before the competent Court. The accused-applicants have no criminal history. The accused-applicants, if enlarged on bail, are 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 them and will appear before the Court on each date of hearing.
6. Per contra, learned D.G.C. Criminal and learned counsel for the complainant have vehemently opposed this bail application.
7. Case diary and material available on record have been perused. From the perusal of the FIR, it transpires that the deceased Alok Pal consumed poison and subsequently died during treatment. It is alleged that after the death of the deceased, a suicide note written by him was recovered from

the place of occurrence, wherein specific allegations of mental harassment, humiliation and ill-treatment have been levelled against the accused-applicants Kamlesh, Manoj Kumar and Kiran Devi. The prosecution case is that due to the continuous harassment caused by the accused-applicants, the deceased was driven to commit suicide. It is clear from the police report that the questioned handwriting appearing on the suicide note was compared with the specimen handwriting of the deceased and, as per the FSL examination report, the same was found to be matching. The allegations against the accused-applicants relate to the abetment of suicide, which is a serious offence. The matter is still under investigation. The learned counsel for the accused-applicants has placed reliance upon the judgments of the Hon'ble Supreme Court in *Patel Babubhai Manohardas & ors. v. State of Gujarat* and *Abhinav Mohan Delkar v. State of Maharashtra*. However, the facts of the present case are distinguishable and, therefore, the law laid down in the aforesaid judgments is not applicable to the facts and circumstances of the present case. Considering the nature and gravity of the accusations, the specific allegations contained in the suicide note, and the overall facts and circumstances of the case, this Court does not find it a fit case for grant of bail to the accused-applicants. Accordingly, the bail applications of the accused-applicants are liable to be **rejected**.

ORDER

The bail application moved on behalf of the accused-applicants **Kamlesh, Manoj Kumar** and **Kiran Devi** in Case Crime No. 123/2025 under Section 108 of the BNS, P.S. Kamlapur, District Sitapur is hereby, **rejected**.

Date:23.06.2026
Agam-

(Incharge)
District & Sessions Judge
Sitapur
J.O. Code- UP- 6113