

In the Court of Sessions Judge, Shamli.
Presiding Officer- Inder Preet Singh Josh, (Higher Judicial Service)
(J.O. Code- UP1894)

Bail Application No.460/2026

1. Altaaf s/o Aarif | Residence- Gram Mandawar,
2. Aarif s/o Yusuf, | Police Station Kairana, District Shamli. Accused/applicants,

Versus

State of U.P.

.....Opposite Party.

Case Crime No.143/2026
U/s 191(2), 191(3),190,115(2),352,
351(2),109(1) BNS
P.S. Kairana, District Shamli.

Present **Shri Intzaar Ahmad, Advocate-** Counsel for applicants
 Present **Shri Sanjay Chauhan, D.G.C.(Criminal)-** State of U.P.

Dated: 01.04.2026

This bail application of accused **Altaaf & Aarif** has been filed by Abbas s/o Asgar, who is the father and the Pairokar of the applicants. He has submitted that no other bail application is currently pending before Sessions Court or the Hon'ble High Court.

In brief, the case of the prosecution is that on 01.03.2026, around 8:00 PM, at the Mandawar Khana mine operated by the complainant, some miscreants arrived, namely Maherban s/o Idrish, Junaid s/o Harun, Harun s/o Asgar, Avesh s/o Ilaka, Junaid s/o Abbas, Intajar s/o Hanif, Junaid s/o Idrish, Shaharukh s/o Summa, Altaf s/o Arif, Arif s/o Yusuf, Tasawwar s/o Matlub, Afser s/o Asgar—all residents of Village Mandawar, P.S. Kairana, District Shamli—and Afser Rawal s/o Hakam Ali, resident of, along with 5-6 unidentified persons. Armed with pistols, sticks, and lathis, they assaulted the driver of vehicle No. HR69E0714, Sandeep s/o Sahab Singh, resident of Village Bai, P.S. Badhi, District Sonipat (Haryana), abusing him verbally and physically while demanding money, threatening: "Either pay us or we won't let this sand mine operate." Upon the arrival of the complainant at the scene, the aforesaid persons fired at him with intent to kill, narrowly missing him. Thereafter, all of them fled while issuing threats to kill to the complainant.

Consequently, a case was registered at Police Station Kairana against the aforementioned accused persons under Section 191(2), 191(3), 190, 115(2), 352, 351(2), and 109(1) of the Bharatiya Nyaya Sanhita (B.N.S.).

The learned Counsel for the applicants /accused has submitted that the applicants /accused have been falsely implicated in the present case. The applicants/accused have no motive to commit the alleged offence. The first information report is lodged with delay, no explanation is provided for the delay. The applicants /accused did not, in collusion with any co-accused commit any assault on the complainant and his driver with the intention to cause grievous harm, nor did they threaten to kill him. There are no independent witnesses to the alleged incident. All allegations against the applicants /accused are false and fabricated. The applicants /accused have no prior convictions. The applicants /accused have been languishing in District Jail Muzaffarnagar since 02.03.2026.

The Learned DGC has opposed the bail application and stated that the accused is involved in the present case.

Heard learned counsel for the parties and perused the records of the case.

From a perusal of the documents on record, the applicants /accused are alleged to have, in collusion with the co-accused, assaulted the complainant and his driver and fired at the complainant with the intent to kill. During the investigation, on 02.03.2026, the applicants/accused were arrested by the police. In the present case, it is stated that the injury report of the injured person is available on the file, which does not indicate that the injuries sustained by the injured person were caused by firearms or were life-threatening. No criminal antecedents of the applicants /accused have been placed on record by the prosecution. No evidence of any prior conviction of the applicants /accused has come to light. The applicants/accused have been in judicial custody since 02.03.2026.

Therefore, considering the above facts and circumstances, without expressing any opinion on the merits of the case, this court finds sufficient grounds to allow the bail application of the applicants /accused. Accordingly, the bail application is allowed.

ORDER

The bail application of the applicants /accused **Altaaf & Aarif** is allowed. The applicants /accused are directed to be released on bail upon furnishing a personal bond of Rs. 50,000/- (Rupees Fifty Thousand only) each with two sureties of the same amount, to the satisfaction of this Court, subject to the following conditions:

- The applicants /accused shall fully cooperate for the speedy disposal of the trial.

Dated: 01.04.2026

(Inder Preet Singh Josh),
Sessions Judge,
Shamli.