

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

Bail Application No.1087/2026

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|--------------------------------------|-----------------------------|
| 1. Razee Haider s/o Itrat Hussain | Residence-Gram Gangeru, |
| 2. Shuja @ Sameer s/o Nazar Mohammad | P.S. Kandhla, Dist. Shamli. |
| 3. Izam s/o Osaab |Accused/applicants. |

Present **Shri O.P. Kaushik, Advocate-** Counsel for applicant
Present **Shri Sanjay Chauhan, D.G.C.(Criminal)-** State of U.P.

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Bail Application No.1098/2026

- | | |
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| 1. Istekaar s/o Iswaaq @ Chako | Residence-Gram Gangeru, |
| 2. Ayya s/o Abbas | P.S. Kandhla, Dist. Shamli. |
| 3. Akbar s/o Irshaad | |
| 4. Saahil s/o Mohammad Ali |Accused/applicants. |

&

Bail Application No.1232/2026

Aasif s/o Iswaaq @ Chako, Residence-Gram Gangeru, P.S. Kandhla, Dist. Shamli.
.....Accused/applicant.

Versus

State of U.P.

.....Opposite Party.

Case Crime No.248/2026

U/s 190, 191(2), 191(3), 115(2), 351(3), 109(1) BNS
& 7 C.L.A Act.
P.S. Kandhla, District Shamli.

Present **Shri Narendra Singh Chauhan, Advocate-** Counsel for applicants
Present **Shri Sanjay Chauhan, D.G.C.(Criminal)-** State of U.P.
Dated: 28.07.2026

This bail application of accused **Razee Haider, Shuja @ Sameer, Izam & Istekaar, Ayya, Akbar, Saahil & Aasif** has been filed by Farzand Ali s/o Saajid Hussain & Mohd. Azeem Haider s/o Anwar Hussain, who are the Pairokars of the applicants. They have submitted that no other bail application is currently pending before Sessions Court or the Hon'ble High Court. As the bail application pertains to the same crime number, these are being decided vide this common order.

In brief, the case of the prosecution is that the complainant Yogesh Kumar Kumar, Sub-Inspector along with other police personnel, were on duty in Gageru chowki jurisdiction. On 27.06.2026 they received information via tour phone from CC Pushpender Kumar about a violent clash in Mohalla Sadat Patti, village Gageru, where two groups were attacking each other with lathis, stones and sharp weapons, disturbing public peace. The police party immediately proceeded and reached Mohalla Sadat Patti, village Gageru, where we found the following persons of Party A assembled armed with lathis, sticks, stones and sharp weapons: Istakar son of Iswak (aka Chako), Raja son of Pappu, Nazru son of Ronak, Uruj son of Kalu, Arshad son of Kalu, Bobi son of Najmul, Misham son of Najmul, Sonu son of Najmul, Nazr son of Mohammad Mehraban, Zafar son of Mehraban,

Ali son of Istakar, Chand son of Aan Mohammad, Istakar son of Mushiyab, Jan (name unknown), Murad son of Jiyala, Alam son of Iswak, Pappu son of Anwar, Asif son of Iswak (aka Chako), Akbar son of Irshad, Sahil Abyaas son of Mohammad Ali, Dilawar Hussain son of Istakar Hussain, Nawazis son of Raja, and about 6–7 others unknown. Opposing them, Party B included: Raji Haider son of Itrat Hussain, Suja son of Nazr Mohammad, Taki son of Washi Haider, Izam son of Ausab, Shah Abyaas son of Haider Abbas, Killa son of Iqbal, Sarkar son of Ameer Mohammad, B. Hussain son of Ameer Mohammad, Sammo son of Washi Haider, Ayya son of Abbas, Rahil (name unknown), Afsar Ali son of Irshad Ali, Sameer son of Nazr Mohammad, Ajadar Hussain son of Abbas Hussain, Firoz Abbas son of Ikhlal, Rajab Ali son of Ali Abbas, Ameer Mohammad son of Ali Mohammad, Farhat Hussain son of Israt Hussain, Taseen son of Furat Hussain, and about 8–9 others unknown. They were shouting obscene abuses at each other and attacking with lathis, stones and sharp weapons, causing injuries on both sides. A video of the disturbance was sent to the complainant's mobile number 7011501292 via WhatsApp by persons present at the scene which depicted the clash in village Gageru. The video shows participants on both sides attacking with heavy lathis and sharp weapons while women and children cried for help and the place was in chaos. The police attempted arrests; some persons fled while others were apprehended. At about 13:20 hours, following procedure, the police took custody of selected accused and prepared arrest memos; families were informed. Notice under applicable provisions was issued. Police seized 10 lathis, 35 brick pieces and abandoned slippers; items were recorded, bundled and sealed as samples.

Consequently, a case was registered at Police Station Kandhla, against the aforementioned accused persons and unknown accused persons under Section 190, 191(2), 191(3), 115(2), 351(3), 352, 109(1) BNS & 7 C.L.A Act..

The learned Counsel for the applicants/accused has submitted that the applicants/accused have been falsely implicated in the present case. The applicants/accused had no motive to commit the alleged offence. The applicants/accused deny attacking and assaulting the opposite party with intent to kill. There is no independent witness to the alleged incident. All the witnesses of the case are police personnels. All allegations and the recovery from the applicants/accused are false and fabricated. The applicants /accused have no prior criminal history and convictions. The applicants/accused have been languishing in District Jail since 28.06.2026 and the applicant/accused Aasif has been languishing in District Jail since 21.07.2026.

The Learned DGC has opposed the bail application and stated that the applicants/accused are involved in the present case. The investigating officer of the present case Shri. Amit Kumar, Sub-Inspector, P.S. Kandhla is present before the Court. He has stated that five persons were injured in the alleged incident and the medical examinations of the injured persons have been conducted which indicate that all the injuries sustained by the injured persons/victims were simple in nature. The prosecution has presented one criminal antecedent of the applicants/accused Ayya & Saahil, apart from 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 attacked and assaulted the opposite party/victims with an intent to kill. In the present case, the first information report was lodged by the police. The investigating officer has stated that the medical examination of the injured victims have been conducted. The medical reports of the injured victims are available on the case file, which indicate that all the injuries sustained by the injured persons were simple in nature. Further, the statement of one injured victim Dilawar was recorded in which he has stated that the said injuries were caused due to an altercation and he has not named any of the applicants/accused as the persons involved in the commission of the alleged offence. No evidence of any prior conviction of the applicants/accused has come to light. The applicants/accused is in judicial custody since 28.06.2026 and the applicant/accused Aasif is in judicial custody since 21.07.2026.

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 **Razee Haider, Shuja @ Sameer, Izam & Istekaar, Ayya, Akbar, Saahil & Aasif** 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 one surety 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.

A copy of this order shall be placed on the file relating to Bail Application Nos. 1098/2026 & 1232/2026.

Dated:28.07.2026

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