



HIGH COURT OF JUDICATURE AT ALLAHABAD
CRIMINAL APPEAL No. - 1022 of 1989

Mahesh Srivastava

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	:	R.K.Srivastava
Counsel for Respondent(s)	:	A.G.A.

Court No. - 49

HON'BLE AJAY BHANOT, J.
HON'BLE TARUN SAXENA, J.

Order in Bail Application

The compliance affidavit filed today on behalf of the State is taken on record.

The compliance report sent by the police authorities records that the appellant has been arrested pursuant to the N.B.W. issued by this Court by order dated 08.12.2025.

Sri Manish Kumar Singh, learned counsel for the appellant submits that the appellant enlarged on bail during the pendency of this appeal since the year 1989 till 27.12.2025. A non-bailable warrant was issued against the appellant Mahesh Srivastava by this Court by order dated 08.12.2025 on the ground of non appearance of the counsel for the appellant in this case. The appellant arrested on 28.12.2025 and since then he was confined to jail.

Following submissions of Sri Manish Kumar Singh, learned counsel for the appellant which could not be satisfactorily refuted by the learned AGA entitle the appellant to grant of bail:-

1. The appellant never misused the liberty of bail nor influenced witnesses or tampered with the evidence at any stage.
2. The appellant undertakes not to abuse the liberty of bail in

future as well.

3. Learned counsel for the appellant is prepared to argue the matter on merits as when the appeal is taken up for hearing.

4. The appellant is prepared to furnish fresh sureties.

The appellant is not a flight risk. The applicant being a law abiding citizen had always cooperated with the investigation and had joined the trial proceedings. The appellant is not likely to reoffend.

In the light of the preceding discussion and without making any observations on the merits of the case, the bail application is **allowed.**

Let the appellant- **Mahesh Srivastava**, be released on bail in S.T. No. 190 of 1987 (State Vs. Mahesh Srivastava) under Sections 302, 307 I.P.C. P.S.- Kotwali Orai District- Jalaun on furnishing a personal bond and two sureties each in the like amount to the satisfaction of the court below.

Order in Appeal

List in the due course.

February 6, 2026
SK Srivastava

(Tarun Saxena,J.) (Ajay Bhanot,J.)