



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 18 of 1989

Lakkha Singh and others

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	:	Kuldeep Johri, Viresh Mishra
Counsel for Respondent(s)	:	A.G.A.

Court No. - 47

HON'BLE J.J. MUNIR, J.

HON'BLE TARUN SAXENA, J.

(Order on Criminal Misc. 2nd Bail Application No. 3 of 2026)

Sukhdeo Singh has been arrested and produced before us, in compliance with the non-bailable warrant of arrest, issued on 24.03.2026. He has been brought in custody by Sub-Inspector of Police, Mohd. Irfan (PNO No. 952790035), posted at Police Line, District Bareilly. He is currently lodged in District Jail, Bareilly.

A bail application has been moved on behalf of Sukhdeo Singh, praying that he may be released on bail.

Heard Mr. Kuldeep Johri, learned counsel for the appellant in support of the bail application and Mr. Shashi Shekhar Tiwari, learned Additional Government Advocate on behalf of the State.

The submission of learned counsel for the applicant-appellant is that in compliance with the bailable warrants earlier issued, he appeared before the learned Chief Judicial Magistrate, Bareilly and furnished bail bonds. He is a very old and sick man, due to which, he could not appear before this Court on 24.03.2026, when the case was called on. He undertakes that he will appear before the Court in future. It is also argued by the learned

Counsel for the applicant-appellant that he was on bail pending appeal, which he has otherwise not misused.

Learned Additional Government Advocate has opposed the bail plea.

Taking into consideration in the entire circumstances, particularly the fact that the applicant-appellant has remained on bail pending appeal for a long period of time, which he has otherwise not misused, the fact that he is an aged man and the fact that he has undertaken that he will appear on all future date, fixed for hearing of the appeal, either personally or through counsel, we are of considered opinion that this is a fit case for bail.

Accordingly, the bail application stands **allowed**.

Let applicant-appellant, **Sukhdeo Singh** convicted by the learned Special/Additional Sessions Judge, Pilibhit, in Sessions Trial No. 285 of 1983 (arising out of Case Crime No. 71 of 1981), State v. Lakha, under Sections 147, 302 read with Section 149 of the Indian Penal Code, 1860, Police Station Amria, District Pilibhit, be released on bail pending appeal upon furnishing a bail bond and two sureties each in the like amount to the satisfaction of the learned Chief Judicial Magistrate, Bareilly, subject to the following conditions :

1. The applicant-appellant shall appear before the Court of the learned Chief Judicial Magistrate, Bareilly once every month, which shall be the third Saturday. If the third Saturday happens to fall on a public holiday and the Court is not functioning, he shall attend the learned Chief Judicial Magistrate's Court on the next working day. The learned Chief Judicial Magistrate shall record the applicant-appellant's presence and maintain a record of his attendance.

2. The applicant-appellant shall ensure that the learned Counsel appearing for him appears at the hearing of this appeal or to whichever date it is adjourned, without fail.

(Order on the memo of Appeal)

The applicant-appellant, Sukhdeo Singh has been produced today in custody and brought forth from the District Jail, Bareilly, in compliance with our non-bailable warrants of arrest. By our order of date passed in Criminal Misc. 2nd Bail Application No. 3 of 2026, we have granted bail to the said appellant pending appeal.

Let him be taken back to the custody, whence has been brought, where he will stay until released in compliance of our order.

List this appeal for **hearing** before the appropriate Bench on **22.04.2026**.

(Tarun Saxena,J.) (J.J. Munir,J.)

April 2, 2026
SK Srivastava/I. Batabyal