



2026:AHC:56705

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 718 of 2026

Pradeep

.....Appellant(s)

Versus

State of U.P. and Another

.....Respondent(s)

Counsel for Appellant(s) : Sudhanshu Kumar Singh
Counsel for Respondent(s) : G.A.

Court No. - 50

HON'BLE SHEKHAR KUMAR YADAV, J.

1. Heard learned counsel for the applicant and learned AGA for the State as well as perused the record.
2. The present criminal appeal under Section 14-A(2) Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act has been filed by the appellant - **Pradeep** to set aside the bail rejection order dated 12.1.2026 passed by Special Judge SC/ST Act, Muzaffarnagar in Criminal Misc. Bail Application No.120 of 2026 (Pradeep Vs. State of U.P.) arising out of Case Crime No.95 of 2025, under Sections 115(2), 352, 110 of B.N.S. and Section 3(1)(Da), 3(1)(Dha) of SC/ST (P.A.) Act, P.S.- Kotwali Nagar, District- Muzaffarnagar with a further prayer to enlarge the appellant on bail in the aforesaid case.
3. Learned counsel for the appellant has submitted that the appellant is innocent and has been falsely implicated in the present case. The appellant is in jail since 6.1.2026.
4. It is further contended that similarly placed co-accused person, namely, Kuldeep, has already been granted bail by co-ordinate Bench of this Court vide order dated 30.8.2025 in Criminal Appeal No.5462 of 2025, therefore, the applicant is also entitled for bail on the ground of parity.
5. I have perused the bail order of the co-accused and find that the role assigned to the present appellant is almost similar to that of co-accused person, who has already been granted bail by this Court.
6. On the other hand, learned AGA has opposed the application for bail but could not dispute the submission raised by learned counsel for the appellant.
7. Having regard to the facts and circumstances of the case and keeping in view the nature of the offence, evidence, complicity of the accused, role assigned to the present appellant, the Court is of the opinion that the appellant has made out a case for bail.

8. Accordingly, the appeal is **allowed** and the impugned order rejecting the bail application of the appellant is hereby **set-aside**.

9. Let the appellant- **Pradeep**, involved in aforesaid case crime number be released on bail on furnishing a personal bond and two sureties each in the like amount to the satisfaction of the court concerned subject to following conditions. Further, before issuing the release order, the sureties be verified.

(i) The appellant will not tamper with the evidence during the trial.

(ii) The appellant will not pressurize/ intimidate the prosecution witness.

(iii) The appellant will appear before the trial court on the date fixed, unless personal presence is exempted.

(iv) The appellant shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected.

(v) The appellant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

10. In case of breach of any of the above conditions, the prosecution shall be at liberty to move bail cancellation application before this Court.

March 19, 2026
Krishna*/Ajeet

(Shekhar Kumar Yadav,J.)