



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 4243 of 2026

Yameen

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	:	Umair Mahmood
Counsel for Respondent(s)	:	G.A.

Court No. - 90

HON'BLE RAJ BEER SINGH, J.

1. Heard learned counsel for the appellant and learned A.G.A. for the State.
2. Admit.
3. List in due course before appropriate Bench.

Order on Criminal Misc. Application under Section 430(1) BNSS:-

1. Heard learned counsel for the appellant and learned A.G.A. for the State.
2. This application has been filed on behalf of the appellant for suspension of sentence and grant of bail during pendency of this appeal.
3. The appellant has been convicted by the trial court under Section 411 I.P.C. and sentenced to one year and a half year imprisonment.
4. Learned counsel for the appellant submitted that the trial court has misread the evidence and there is no credible evidence against appellant. Alleged recovery of stolen motorcycle and parts of motorcycles shown from appellant and co-accused is wholly false and there is no independent witness of alleged incident. There are material contradictions in the statements of recovery witnesses. During trial appellant was on bail and after conviction he was released on interim bail by the trial Court. Lastly, it was submitted that in view of huge pendency of cases there is least possibility of early hearing in appeal and thus in view of aforesaid facts the appellant may be granted bail during pendency of appeal.
5. Learned A.G.A. has opposed the application and submitted that the conviction of appellant is based on evidence and no case for suspension of sentence is made out.

6. Considering the submissions of learned counsel for the parties, nature of evidence and all attending facts and circumstances of the case, without expressing any opinion on the merits, a case for suspension of sentence / grant of bail is made out. Hence, the application for suspension of sentence / bail is hereby **allowed**.

7. Let the appellant **Yameen** convicted and sentenced in S.T. No. 109 of 2019 (State Vs. Yameen and others), arising out of Case Crime No.06 of 2018, under Section 411 I.P.C., Police Station - Dhampur, District Bijnor, be released on bail on his furnishing a personal bond with two sureties (one should be of his family member) in the like amount to the satisfaction of the court concerned.

8. On acceptance of bail bonds and personal bond, the court concerned shall transmit photostat copies thereof to this Court for being kept on the record.

May 20, 2026
'SP'/-

(Raj Beer Singh,J.)