



HIGH COURT OF JUDICATURE AT ALLAHABAD

**CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No.
- 2016 of 2026**

Rahul

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Ajit Narain Mishra, Sunil Kumar
Pandey

Counsel for Opposite Party(s) : G.A.

Court No. - 72

HON'BLE JITENDRA KUMAR SINHA, J.

1. Heard Mr. Sunil Kumar Pandey, learned counsel for the applicant, Mr. B.P. Maurya, learned A.G.A. for the State and perused the record.

2. The present application has been moved seeking anticipatory bail in Case Crime No.- 103 of 2025 under Sections 406, 420, 467, 468, 323, 504, 506 of I.P.C., Police Station Ghunghachae, District Pilibhit, with the prayer that in the event of arrest, applicant may be released on bail.

3. It has been argued by the learned counsel for the applicant that applicant is innocent and he has been falsely implicated in this case. It is further submitted that the the applicant is a marginal witness to the alleged agreement to sale and the agreement to sell is said to have been executed between the co-accused Hari Lal and the first informant. It is further submitted that the applicant is not the beneficiary of all the alleged transaction. It was also submitted that applicant undertakes to co-operate during trial and he would appear as and when required by the investigating agency or Court. It has been stated that in case, applicant is granted anticipatory bail, he shall not misuse the liberty of bail and will co-operate with the investigation and would obey all conditions of bail.

4. On the other hand, learned AGA submits that the applicant has criminal history and it is not explained.

5. The applicant is the marginal witness of the agreement to sale executed

between the co-accused Hari lal and first informant. He is not the actual beneficiary.

6. It may be stated that in case of **Siddharam Satlingappa Mhetre v. State of Maharashtra, (2011) 1 SCC 694**, it has been held by Hon'ble Supreme Court that while deciding anticipatory bail, Court must consider nature and gravity of accusation, antecedent of accused, possibility of accused to flee from justice and that Court must evaluate entire available material against the accused carefully and that the exact role of the accused has also to be taken into consideration.

7. In the event of arrest of the applicant- **Rahul** involved in the aforesaid case crime shall be released on interim anticipatory bail till 16.04.2026 on his furnishing a personal bond of Rs. 50,000/- with two sureties each in the like amount to the satisfaction of the Court concerned, with the following conditions :-

(i) The applicant shall not tamper with evidence and that he would appear before the trial Court on the date fixed unless exempted by the Court concerned;

(ii) The applicant 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/her/them from disclosing such facts to the Court or to any police officer;

(iii) The applicant would co-operate during trial and would not misuse the liberty of bail.

(iv) The applicant shall not leave India without prior permission of the Court concerned.

8. In default of any of the conditions, the prosecution shall be at liberty to file appropriate application for cancellation of anticipatory bail granted to the applicant.

9. List this case on 16.04.2026 as fresh in top twenty cases.

10. Learned counsel for the applicant is directed to file supplementary

affidavit bringing on record his entire criminal history.

(Jitendra Kumar Sinha,J.)

March 18, 2026
Virendra