



HIGH COURT OF JUDICATURE AT ALLAHABAD

**CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No.
- 2136 of 2026**

Islamuddin

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Aditya Prasad Mishra
Counsel for Opposite Party(s)	:	G.A.

Court No. - 72

HON'BLE JITENDRA KUMAR SINHA, J.

1. Supplementary affidavit filed by learned counsel for the applicant is taken on record.
2. Heard Mr. Aditya Prasad Mishra, learned counsel for the applicant, Mr. B.P. Maurya, learned A.G.A. for the State as well as Ms. Pooja Mishra, learned counsel appearing on behalf of first informant and perused the record.
3. Ms. Pooja Mishra, learned Advocate appears and submits that she has received instructions and she will file her vakalatnama on behalf of first informant.
4. The present application has been moved seeking anticipatory bail in Case Crime No.- 36 of 2004, under Sections 420, 467, 468, 471 of I.P.C., Police Station Civil Lines, District Meerut, with the prayer that in the event of arrest, applicant may be released on bail.
5. 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 co-accused Mohd. Ikram has already been granted anticipatory bail by this Court vide order dated 19.12.2025 passed in Criminal Misc. Anticipatory Bail Application U/S 482 BNSS No.-10803 of 2025. The applicants is said to have executed sale deed in favour of co-accused Mohd. Ikram on the basis of power of attorney executed by the first informant. It is alleged that the power of attorney executed by the

first informant is a forged one and a civil suit is pending between the parties regarding the cancellation of power of attorney and sale deed. It is further contended that the objection of the first informant has already been over ruled in the mutation proceedings by the competent authority and the name of the vendee Mohd. Ikram has already been entered into revenue records. 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.

6. On the other hand, learned AGA has opposed the prayer of grant of anticipatory bail.

7. Co-accused Mohd. Ikram has already been granted anticipatory bail by this Court vide order dated 19.12.2025 passed in Criminal Misc. Anticipatory Bail Application U/S 482 BNSS No.-10803 of 2025. As per the FIR the applicant and co-accused Anwar are said to have executed sale deed in favour of co-accused Mohd. Ikram on the basis of power of attorney and the said power of attorney is a forged one. A civil suit is pending between the parties regarding the cancellation of power of attorney and sale deed.

8. 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.

9. In the event of arrest of the applicant- **Islamuddin** involved in the aforesaid case crime shall be released on interim anticipatory bail till 21.04.2026 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.

10. 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.

11. List this case on 21.04.2026 as fresh in top twenty cases.

12. Learned counsel appearing on behalf of first informant shall file his vakalatnama by the next date.

(Jitendra Kumar Sinha,J.)

March 20, 2026

Virendra