

Court No. - 71

Case :- CRIMINAL MISC ANTICIPATORY BAIL
APPLICATION U/S 438 CR.P.C. No. - 12165 of 2023

Applicant :- Smt. Shashi

Opposite Party :- State of U.P.

Counsel for Applicant :- Mukul Yadav, Rajesh Yadav

Counsel for Opposite Party :- G.A., Sunil Kumar Misra

Hon'ble Shekhar Kumar Yadav, J.

1. Learned counsel for the applicant is permitted to implead the informant Smt. Shanti Devi w/o Late Prem Singh as opposite party no.2 in the array of parties during the course of the day.
2. Supplementary affidavit filed on behalf of the applicant today in the Court, the same is taken on record.
3. Heard Sri Rajesh Yadav, learned counsel for the applicant and learned Additional Government Advocate for the State.
4. This anticipatory bail application (under section 438 Cr.P.C.) has been moved seeking bail in Case Crime No.531 of 2023, under Sections 420, 467, 468, 469, 471 IPC, Police Station- Majhola, District- Moradabad.
5. Learned counsel for the applicant submitted that the applicant has been falsely implicated in the present case just to harass the applicant. He submitted that the sale deed in question was executed in the year 2012 and FIR was lodged in the 2023. He further submits that the dispute is purely civil in nature but has given criminal colour just to harass the applicant.
6. Matter requires consideration.
7. Learned AGA has accepted notice on behalf of State.
8. Issue notice to opposite party no.2.
9. All the opposite party may file their respective counter affidavit within two weeks. The applicant shall have one week thereafter for filing rejoinder affidavit.

10. List this case on 10.01.2024.

11. Till the next date of listing, no coercive action shall be taken against the applicant.

Order Date :- 7.12.2023

Krishna*