

Court No. - 71

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 51056 of 2023

Applicant :- Lallan Sharma And Another

Opposite Party :- State of U.P.

Counsel for Applicant :- Abhai Raj Singh, Raj Kumar Sharma

Counsel for Opposite Party :- Deena Nath, Deepak Kumar, G.A., Himanshu Yadav, Ratan Kumar Mishra

Hon'ble Mayank Kumar Jain, J.

1. Heard learned counsel for the applicants, learned counsel for the informant, learned A.G.A. for the State and perused the record.
2. The present bail application has been filed on behalf of applicants in Case Crime No. 66 of 2023, under Sections 406, 419, 420, 504, 506 of IPC, Police Station Santnagar, District Mirzapur with the prayer to enlarge the applicants on bail.
3. Applicants were granted interim bail for a period of one month vide order dated 19.12.2023 by the Co-ordinate Bench of this Court and they were directed to pay Rs.20 lakh through RTGS in the account of Narendra Kumar, having Account No.33055988116, within a period of 30 days of his release.
4. It has been argued by learned counsel for the applicants that applicants could not release from the jail since they were detained in other cases. Now they have been granted bail in all other cases except the present case and they are ready to pay the entire amount of Rs.20 lakh within two months through RTGS if they are released on interim bail. It is further submitted that applicants are languishing in jail since 19.09.2023 and that in case they are released on interim bail, they will not misuse the liberty of bail.
5. Per contra, learned counsel for the informant have no objection if the applicants pay the entire amount due upon them.
6. In view of the statement made by learned counsel for the applicants, let applicants **Lallan Sharma and Banshi**, involved in the aforesaid case crime be released on interim bail for a period of two months from the date of their release on furnishing a personal bond and two sureties each in the like amount to the satisfaction of court concerned subject to the following conditions:

(1). The applicants will not tamper with the prosecution evidence during the trial.

(2). The applicants will not influence any witness.

(3). The applicants will appear before the trial Court on the date fixed, unless personal presence is exempted.

(4). The applicants 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 to any police officer or tamper with the evidence.

7. In case of breach of any of the above condition, the prosecution shall be at liberty to move an application before this Court seeking cancellation of the bail.

8. The applicants shall surrender before the court concerned immediately after two months from the date of their release. The concerned court shall submit a report to this court about the surrender of the applicants.

9. List on 15.10.2024 for final hearing of bail application.

Order Date :- 7.8.2024

Mohit