



HIGH COURT OF JUDICATURE AT ALLAHABAD

**CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No.
- 5062 of 2025**

Bhagwat Alias Bhagwat Swaroop And 3 Others

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Garun Pal Singh, Himanshu Mishra
Counsel for Opposite Party(s)	:	G.A., Rajesh Kumar Yadav, Vineet Kumar Yadav

Court No. - 72

HON'BLE JITENDRA KUMAR SINHA, J.

1. Heard Sri Mohit S. Tomar, learned counsel for the applicant, Sri V.K. Yadav, learned counsel for the first informant and Sri Radhey Shyam, learned A.G.A. for the State and perused the record.
2. The present application has been moved seeking anticipatory bail in Complaint Case no. 35562 of 2024 under Sections 365, 392, 323, 420, 120-B IPC, Police Station Mahavan, District Mathura with the prayer that in the event of arrest, the applicant may be released on bail.
3. It is contended by learned counsel for the applicant that present application is pending in this Court since June, 2025. It is further submitted that co-accused Anto has already been granted anticipatory bail by this Court vide order dated 29.10.2025 passed in CrI. Misc. Anticipatory Bail Application No. 8713 of 2025. 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 and in case he is granted anticipatory bail, he shall not misuse the liberty of bail and would obey all conditions of bail.
4. On the other hand, learned counsel for the first informant seeks time to prepare his argument and file counter affidavit.
5. 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, the Court must consider nature and gravity of accusation, antecedents of the accused, possibility of accused

to flee from justice and that Court must evaluate the entire available material against the accused carefully and the exact role of accused has also to be taken into consideration.

6. Considering the submissions of learned counsel for the parties and all attending facts and circumstances of the case, let the applicants namely Bhagwat @ Bhagwat Swaroop, Akash, Vikash and Lakhani in the event of their arrest, be released on interim anticipatory bail on their furnishing personal bond of Rs. 50,000/- with two sureties each in the like amount to the satisfaction of the Court concerned **till 26.11.2025** with the following conditions :-

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

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

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

(iv) The applicants 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 the interim anticipatory bail granted to the applicants.

9. Put up this case as fresh on 26.11.2025.

10. Learned counsel for the informant as well as learned AGA may file their respective counter affidavits, if they so desire, by the next date.

November 7, 2025

Madhurima

(Jitendra Kumar Sinha,J.)