



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 6491 of 2025

Manoj

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	:	Manoj Kumar
Counsel for Respondent(s)	:	G.A.

Court No. - 93

HON'BLE MRS. VANI RANJAN AGRAWAL, J.

Order on Criminal Misc. Bail/Suspension of Sentence Application

1. This appeal has been preferred by the appellant against the conviction and sentence recorded vide judgment and order dated 03.06.2025/04.06.2025 passed by Additional District and Sessions Judge, Court No.18, Kanpur Nagar in Session Trial No. 230 of 2011, arising out of Case Crime No. 67 of 2001, under Sections 304 I.P.C. Police Station- Pheelkhana, District- Kanpur Nagar.
2. Heard Sri Manoj Kumar, learned counsel for the appellant-applicant as well as Sri Rahul Asthana, learned AGA for the State.
3. By means of the bail application, the appellant-applicant seeks suspension of sentence and grant of bail.
4. It has been submitted by learned counsel for the appellant that the appellant is innocent and has been falsely implicated. It has been further submitted that the conviction and sentence imposed by the learned trial court is against the weight of evidence on record. The trial court has misread the evidence on record and convicted the appellant. The prosecution has not been able to prove its case beyond reasonable doubt. There is no criminal history of the appellant. It has been further submitted that the appellant was on bail during trial and have not misused the liberty of bail. It is next submitted that the applicant is languishing in jail since 03.06.2025. It is further submitted that the maximum sentence awarded to the appellant is 10 years out of which appellant has served out about 9 months in jail. Since there is no likelihood of early hearing of the appeal in near future, the appellant may be released on bail. Besides the above submissions, learned counsel for the appellant has also tried to touch upon at length the circumstances which led to the false implication of accused - appellant.
5. On the other hand, learned AGA vehemently opposed the bail application. There is serious allegation against the appellant of throwing acid on complainant's wife. During

treatment complainant's wife died. The deceased had burn injuries on different parts of body and according to post-mortem report, cause of the death was shock and septicemia due to antemortem burn injuries. The offence committed by the appellant is very heinous in nature.

6. I have considered the rival submissions made by learned counsel for the parties and have gone through the entire record including the impugned judgment.

7. Looking to the facts and circumstances of the case, after having heard learned counsels for the parties and perusing the records and the evidence as collected during trial, I do not find it a fit case for bail.

8. The bail application of the appellant is, accordingly, **rejected**.

Order on Appeal

1. Vide order dated 25.07.2025, trial court record was summoned, however, as per office report dated 04.09.2025 trial court record is awaited.

2. Let a reminder be sent to comply the order dated 25.07.2025.

3. List this matter before appropriate Bench in due course.

February 12, 2026
P. Pandey

(Mrs. Vani Ranjan Agrawal,J.)