



2026:AHC:55657

HIGH COURT OF JUDICATURE AT ALLAHABAD
CRIMINAL MISC. BAIL APPLICATION No. - 31833 of 2025

Jai Kumar Alias Jaika

.....Applicant(s)

Versus

State of U.P.

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Ajay Kumar
Counsel for Opposite Party(s)	:	G.A.

Court No. - 66
(Sl. No. 79 out of 150)

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.
2. Heard Sri Divyanshu Kumar, Advocate holding brief of Sri Ajay Kumar, learned counsel for the applicant and Sri Abhishek Mishra, learned A.G.A. for the State and also perused the material placed on record.
3. Applicant seeks bail in **Case Crime No. 215 of 2024, under Sections 103(1), 61(2), 111(2)(1) of BNS, Police Station - Ahmadgarh, District - Bulandshahr**, during the pendency of trial.
4. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case. He has nothing to do with the alleged offence. It is further submitted that the applicant is not named in the FIR and his name has surfaced only in the confessional statement of a co-accused, which has no evidentiary value in the eyes of law. It is also contended that the applicant has been implicated by the police on account of his alleged criminal antecedents.
5. Learned counsel has further submitted that as many as six cases have been registered against the applicant at one go at the time of institution of the present case and a case under the U.P. Gangsters Act has also been lodged subsequently. It is urged that the applicant has yet to apply for bail in those six cases.
6. Learned counsel has next contended that the applicant is already on bail in 23 other cases. The applicant is in jail since 21.09.2024. It is assured that in case the applicant is released on bail, he shall not misuse the liberty of bail

and will cooperate with the trial.

7. Per contra, learned A.G.A. for the State has vehemently opposed the bail application.

8. In the case of **Prabhakar Tewari Vs. State of U.P. and another, (2020) 11 SCC 648**, the Supreme Court has observed that pendency of several criminal cases against an accused by itself cannot be a basis for refusal of bail.

9. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties, nature of offence, severity of punishment, delay in lodging the FIR and also considering the fact that the applicant is not named in the FIR and no cogent evidence has come up against him, *prima facie* I find it a fit case to release the applicant on bail. The bail application is **allowed**.

10. Let the applicant- **Jai Kumar Alias Jaika**, be released on bail on furnishing a personal bond and two sureties to the satisfaction of the court concerned, subject to verification of sureties, with the conditions that he shall not tamper with evidence or intimidate witnesses and shall appear before the trial court as required.

11. Breach of any condition shall entail cancellation of bail. The observations herein shall not affect the trial on merits.

March 18, 2026

Siddhant

(Krishan Pahal,J.)