



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 8534 of 2025

Anuj Yadav

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s) : Amit Daga, G.A., Harish Kumar,
Sachin Kumar, Umesh Chandra Shukla
Counsel for Respondent(s) :

Court No. - 42

**HON'BLE SIDDHARTHA VARMA, J.
HON'BLE PRASHANT MISHRA-I, J.**

Criminal Misc. Suspension of Sentence (Bail) Application No.01 of 2025

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1. Heard Sri Mangalam Pandey, Advocate holding brief of Sri Harish Kumar, learned counsel for the applicant and learned A.G.A. appearing for the State.

2. The instant application has been filed under Section 389 Cr.P.C. to suspend the sentence of conviction and to release the applicant on bail in Sessions Trial No.154 of 2015 arising out of Case Crime No.10 of 2015, under Sections 302 and 201 of Indian Penal Code, Police Station - Ghiror, District - Mainpuri.

3. It is the contention of learned counsel for the appellant that the appellant-applicant is innocent and has been falsely implicated in the case. It has been submitted that the case is of circumstantial evidence. Learned counsel further states that the applicant was on bail during trial but had never misused the liberty of bail. Learned counsel also states that the applicant has no criminal history and the case under the Gangster Act has been imposed after the applicant was implicated in the present case.

4. In rebuttal, learned AGA has opposed the bail application but he could not deny the facts that the applicant has no criminal history and that he was on bail during trial but had never misused the liberty of bail.

5. We have perused the judgement of the trial court with the assistance of the learned counsel for the parties.

6. Having heard learned counsel for the parties, we find that the case is of circumstantial evidence. We also find that the applicant has no criminal history and that he was on bail during trial but had never misused the liberty of bail. We are, therefore, of the opinion that the sentence awarded by the trial court be kept in abeyance in respect of applicant and the applicant be enlarged on bail.

7. Consequently, the prayer for bail is granted. The bail application is allowed.

8. Without expressing any opinion on the merit of the case, let the applicant- **Anuj Yadav**, convicted and sentenced in the aforesaid case, be released on bail on his furnishing personal bonds with two sureties each in the like amount to the satisfaction of the court concerned.

9. The realization of fine shall remain stayed till the decision of the appeal.

10. On acceptance of bail bond and personal bond, the trial court shall transmit photostat copies thereof to this Court for being kept on the record.

Order on Appeal :

11. List this appeal along with connected matters on 20.8.2026 for final hearing.

(Prashant Mishra-I,J.) (Siddhartha Varma,J.)

March 17, 2026

GS