



2026:AHC:57349

**HIGH COURT OF JUDICATURE AT ALLAHABAD**  
**CRIMINAL MISC. BAIL APPLICATION No. - 36610 of 2025**

Sandeep

.....Applicant(s)

Versus

State of U.P.

.....Opposite  
Party(s)

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Counsel for Applicant(s)	:	Satish Kumar Yadav
Counsel for Opposite Party(s)	:	G.A., Vimal Kumar

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**Court No. - 67**

**HON'BLE SAMEER JAIN, J.**

1. Heard Sri Satish Kumar Yadav, learned counsel for the applicant, Sri Ram Siromani Yadav, advocate holding brief of Sri Vimal Kumar, learned counsel for the informant and Dr. S.B. Maurya, learned AGA for the State.
2. The instant bail application has been filed seeking release of the applicant on bail in Case Crime No.101 of 2025, under Sections 80(2), 85 BNS and Section 3/4 DP Act, Police Station Dannahar, District Mainpuri, during pendency of the trial.
3. Learned counsel for the applicant submits, however applicant is husband of the deceased but on the basis of false allegation he has been roped in the present matter.
4. He further argued, actually brothers of the applicant started living separately and therefore deceased always insisted to live separately as she did not want to take care of her in-laws and only due to this reason very often dispute arose between husband and wife and only due to above reason she committed suicide by hanging and even postmortem report suggests, deceased died due to hanging.
5. He further argued, even from the FIR it reflects, it is based on vague allegation of demand of dowry as in the FIR it has not been mentioned what was the demand of dowry. He further argued, applicant is not having any

other criminal history and in the present matter he is in jail since 20.04.2025 i.e. for last more than 11 months.

6. Per contra, learned AGA as well as learned counsel for the informant opposed the prayer for bail and submit, applicant is husband of the deceased and his wife died within two years of her marriage under abnormal circumstances in her matrimonial home and there is also allegation of torture in connection to demand of dowry but they could not dispute the fact that deceased died due to hanging. They also could not dispute the fact that other brothers of the applicant resided separately and applicant is in jail for last more than 11 months.

7. I have heard learned counsel for the parties and perused the record of the case.

8. However, applicant is husband of the deceased and his wife died within two years of her marriage under abnormal circumstances in her matrimonial home and there is also allegation of torture in connection to demand of dowry but postmortem report suggests, deceased died due to hanging therefore possibility of suicide committed by deceased cannot be ruled out at this stage and considering the fact that in the charge sheet it has been mentioned brothers of the applicant resided separately the reason of suicide disclosed by learned counsel for the applicant during the course of argument also cannot be completely ruled out at this stage.

9. Further, even from the FIR it reflects, it is based on vague allegation of demand of dowry as in the FIR it has not been mentioned what was the demand of dowry. Further, applicant is not having any criminal history and in the present matter he is in jail since 20.04.2025 i.e. for last more than 11 months.

10. Further, law is settled that unless proven guilty an accused is deemed to be innocent and bail application should not be dismissed either for punitive or preventive purpose.

11. Therefore, considering the facts and circumstances of the case discussed above, in my view, applicant is entitled to be released on bail.

12. Accordingly, without expressing any opinion on the merits of the case, the instant bail application is allowed.

13. Let the applicant - **Sandeep** be released on bail in the aforesaid case on furnishing a personal bond and two sureties each in the like amount to the satisfaction of the court concerned with the following conditions:-

(i) The applicant shall appear before the trial court on the dates fixed, unless his personal presence is exempted.

(ii) The applicant shall not directly or indirectly, make 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 or any police officer or tamper with the evidence.

(iii) The applicant shall not indulge in any criminal and anti-social activity.

14. In case of breach of any of the above condition, the prosecution will be at liberty to move an application before this Court for cancellation of the bail of the applicant.

15. It is clarified that the observations made herein are limited to the facts brought in by the parties pertaining to the disposal of bail application and the said observations shall have no bearing on the merits of the case during trial.

**(Sameer Jain,J.)**

**March 19, 2026**  
Shahroz