



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 10319 of 2025

Ram Singh And Another

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	:	Rajesh Kumar, Yash Tandon
Counsel for Respondent(s)	:	G.A., Pradeep Kumar Rai

Court No. - 42

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

Criminal Misc. Bail Application No.1 of 2025 :

1. Heard Sri Yash Tandon, learned counsel for the applicants; learned A.G.A. appearing for the State and Sri Pradeep Kumar Rai, learned counsel appearing for the first informant.
2. The instant application has been filed under Section 430 of BNSS to suspend the sentence of conviction and to release the applicants on bail in Sessions Trial No.289 of 2018 arising out of Case Crime No.139 of 2018, under Sections 498A and 304B of Indian Penal Code and section 4 of Dowry Prohibition Act, Police Station - Malwan, District - Fatehpur.
3. It is the contention of learned counsel for the applicants that the applicant-Ram Singh who was the father-in-law of the deceased has crossed the age of 70 years and the applicant no.2-Ram Pyari, the mother-in-law of the deceased, has crossed the age of 69 years and is short of only three months to reach the age of 70 years. It has further been submitted that the appellant no.2 has undergone 7 years of imprisonment. It is also submitted that the appellants have no criminal history. Still further, learned counsel for the appellants submits that since the appeal is not likely to be heard and decided expeditiously in the near future, the applicants are, therefore, entitled to be released on bail.
4. In rebuttal, learned AGA and the learned counsel appearing for the first informant have opposed the bail application but they could not deny the facts

that the applicants have no criminal history and that they are fairly aged persons.

5. We have perused the judgement of the trial court with the assistance of the learned counsel for the parties. We are of the opinion that the sentence awarded by the trial court be kept in abeyance and the applicants be enlarged on bail.

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

7. Without expressing any opinion on the merit of the case, let the applicants - **Ram Singh** and **Ram Pyari**, convicted and sentenced in the aforesaid case, be released on bail on their furnishing personal bonds with two sureties each in the like amount to the satisfaction of the court concerned. It may be clarified that bail has been granted to the applicants only on the basis of the fact that the appellants are aged persons.

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

9. 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 :

10. Rejoinder Affidavit filed today be kept on record.

11. Order sheet indicates that trial court record has been received. Office to prepare paper book and the learned counsel for the parties may obtain their copies of the paper book from the office.

12. List this appeal on 13.7.2026 for final hearing.

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

February 10, 2026

GS