



HIGH COURT OF JUDICATURE AT ALLAHABAD

**CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No.
- 9570 of 2025**

Arun

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

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

Court No. - 72

HON'BLE JITENDRA KUMAR SINHA, J.

1. Heard Sri Ajay Kumar Mishra, learned counsel for the applicant, Sri Chandra Shekhar Saran, learned A.G.A. appearing for the State respondents and perused the record.
2. Present application has been moved seeking anticipatory bail in Case Crime No. 399 of 2023 having Case No. 7572/2024, under Sections 323, 325, 308, 504, 506 I.P.C., Police Station Budhana, District Muzaffarnagar with the prayer that in the event of arrest, applicant may be released on bail.
3. At the very outset, learned A.G.A. submits that he has not received any instructions as yet.
4. It is contended by the learned counsel for the applicant that applicant is innocent and he has an apprehension that he may be arrested in the above-mentioned case. It is further submitted that no specific role has been assigned to the applicant and as per the allegation of first information report applicant and three other co-accused are said to have assaulted the son of the first informant Sudhir which resulted in fracture on his leg, which is not a vital part. It is further submitted that none of the injury of the injured Sudhir is dangerous to life and the applicant has no criminal history. It is also submitted that applicant undertakes to cooperate during trial and he would appear as and when required by the investigating agency or Court. It is lastly submitted that in case applicant is granted

anticipatory bail, he shall not misuse the liberty of bail and he will cooperate with the investigation and would obey all conditions of bail.

5. It may be stated that in case of *Siddharam Satlingappa Mhetre v. State of Maharashtra*, (2011) 1 SCC 694, it has been held by Hon'ble Supreme Court that while deciding anticipatory bail, the Court must consider nature and gravity of accusation, antecedent of accused, possibility of accused to flee from justice and that Court must evaluate entire available material against the accused carefully and that the exact role of the accused has also to be taken into consideration.

6. Considering the above submissions of the learned counsel for the applicant and without expressing any opinion on merits, the applicant-**Arun** involved in the aforesaid case crime be released on **interim anticipatory bail** on his furnishing a personal bond of Rs. 50,000/- with two sureties each in the like amount to the satisfaction of the Court concerned **till 19.12.2025**, with the following conditions :-

(i) The applicant shall not tamper with evidence and that he would appear before the trial Court on the date fixed unless exempted by the Court concerned;

(ii) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her/them from disclosing such facts to the Court or to any police officer;

(iii) The applicant would cooperate during trial and would not misuse the liberty of interim interim anticipatory bail bail.

(iv) The applicant shall not leave India without prior permission of the Court concerned.

7. In default of any of the conditions, the prosecution shall be at liberty to file appropriate application for cancellation of interim anticipatory bail granted to the applicant herein.

8. List this case as fresh on 19.12.2025.

9. In the meantime, learned AGA may obtain instructions in the matter.

(Jitendra Kumar Sinha,J.)

December 3, 2025

CS/-