

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 8047 of 2023

Applicant :- Jitendra @ Billu

Opposite Party :- State of U.P.

Counsel for Applicant :- Sukrampal

Counsel for Opposite Party :- G.A.

Hon'ble Pankaj Bhatia,J.

1. Heard learned counsel for the applicant, learned AGA and perused the record.
2. The accused-applicant seeks bail in Case Crime No.600 of 2021 under sections 452, 392, 307, 411, 120-B IPC, P.S. Kotwali Shamli, District Shamli.
3. The FIR in question was lodged against two persons including the applicant alleging that the said two came to the house of the informant and by showing a country made pistol, robbed the wife of the informant of Rs.50,000/- and her mobile phone.
4. It is argued that one of the co-accused named in the FIR has been enlarged on bail vide order dated 26.07.2022 passed in Bail No.12801 of 2022 and the other co-accused who was not named in the FIR has also been enlarged on bail. The applicant is in custody since 08.12.2021.
5. Considering the fact that the co-accused against whom similar allegations were levelled has been enlarged on bail and the applicant has spent almost two years in custody and the trial has not likely to conclude in the near future coupled with the fact that there is no material on record to demonstrate that the applicant, if enlarged on bail, can adversely affect the trial, the applicant is entitled to be enlarged on bail. Thus the bail application is allowed.
6. Let the applicant ***Jitendra @ Billu*** be released on bail in aforesaid first information report number subject to his furnishing a personal bond and two reliable sureties of Rs.25000/- each of the like amount to the satisfaction of the court concerned with the following conditions:

- (a) The applicant shall execute a bond to undertake to attend the hearings;
- (b) The applicant shall not commit any offence similar to the offence of which he is accused or suspected of the commission; and
- (c) 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 from disclosing such facts to the Court or to any police officer or tamper with the evidence.

Order Date :- 30.10.2023

VNP/-