

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 10553 of 2023

Applicant :- Waseem Ahmad

Opposite Party :- State of U.P.

Counsel for Applicant :- Atul Srivastava, Mohd. Farooq

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.735 of 2020 under sections 419, 420, 467, 468, 471 IPC, P.S. Cantt. District Varanasi.
3. The FIR in question was lodged against two persons including the applicant alleging that the applicant has misused the stamp of the police authorities and has got the armed license renewed for which the steps have already been taken for canceling the license.
4. It is argued that the co-accused Meraj Ahmad Khan has been enlarged on bail vide order dated 04.02.2021.
5. Considering the fact that the allegations against the applicant pertain to misuse of stamp for obtaining the renewal of the arms license, the same has to be established by means of a documentary evidence. The applicant is in custody since 04.01.2023 and has no criminal history except for another case which has arisen out of same transaction coupled with the fact that the applicant there is noting on record to demonstrate that the applicant if enlarged on bail can adversely affect the trial, the applicant is entitled for the bail. Thus the bail application is allowed.
6. Let the applicant Waseem Ahmad 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/-