

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 47977 of 2023

Applicant :- Man Singh @ Shri Man Singh

Opposite Party :- State of U.P.

Counsel for Applicant :- Mahesh Prasad Yadav

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 FIR in question was lodged in the year 1998 alleging that while applying for arms license, forged signatures of the then SHO were inscribed. Contention of counsel for the applicant is that even if it is assumed that the allegations are correct, *prima-facie*, an offence under the Arms Act would be made out. The applicant is 65 years of age and is in custody since 25.02.2019, although in another case, the applicant has now been enlarged on bail vide order dated 16.10.2023.

3. Learned AGA has opposed the bail application.

4. Considering the fact that the FIR was lodged in the year 1998 and the applicant is 65 years of age and has been enlarged on bail in other case against him and the present case is *prima-facie* trivial in nature, the applicant is entitled to be enlarged on bail. In view thereof, the application is **allowed**.

5. Let the applicant **Man Singh @ Shri Man Singh** be released on bail in FIR No.474 of 1998, under Section 420, 467, 468, 471, 193, 120B IPC, P.S. Kotwali Nagar, District Banda on his furnishing a personal bond with two sureties of Rs.25,000/- each to the satisfaction of 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 :- 8.11.2023

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