

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 36974 of 2023

Applicant :- Riyaz Ahmad

Opposite Party :- State of U.P.

Counsel for Applicant :- Vinod Kr Pandey

Counsel for Opposite Party :- G.A.

Hon'ble Pankaj Bhatia,J.

1. Counter affidavit and rejoinder affidavit filed today in Court are taken on record.

2. Heard learned counsel for the applicant as well as learned A.G.A. and perused the record.

3. The present application has been filed alleging that on account of works carried out relating to distribution of food grains, certain irregularities were committed.

4. The Counsel for the applicant argues that two of the co-accused on similar allegations have been enlarged on bail by this Court vide order dated 10.04.2023 and 17.04.2023.

4. Learned A.G.A. vehemently opposed the bail prayer.

5. Considering the fact that the applicant does not have any criminal antecedents, he is in jail since 27.06.2023 coupled with the fact that two co-accused persons on similar allegations have been enlarged on bail, I am of the view that the applicant is entitled to be released on bail.

6. Accordingly, the bail application is ***allowed***.

7. Let the applicant ***Riyaz Ahmad*** be released on bail in FIR/ Case Crime No.46 of 2006, under Sections 409, 420, 467, 468, 471, 120B, 34 IPC, Police Station Sikandarpur, District Ballia on his furnishing personal bonds and two reliable sureties of Rs.25,000/- each 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 :- 31.10.2023

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