

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 40426 of 2023

Applicant :- Sunita Mishra

Opposite Party :- State of U.P.

Counsel for Applicant :- Ashish Kumar Singh, Pramod Kumar Singh

Counsel for Opposite Party :- G.A., Yash Raj Verma

Hon'ble Pankaj Bhatia, J.

1. Learned counsel for the applicant has filed a rejoinder affidavit stating that other sections being Section 419, 420 & 34 IPC were subsequently added, as such, he is permitted to carry out necessary corrections in the memo of bail application during the course of the day.

2. Heard learned counsel for the applicant, learned AGA and perused the record.

3. Learned counsel for the applicant argues that five co-accused, who were implicated on similar allegations, have been enlarged on bail. The applicant has no criminal antecedent.

4. Learned AGA has opposed the bail application.

5. Considering the fact that the co-accused have been granted bail and the applicant has no criminal antecedent, the applicant is entitled to be enlarged on bail. In view thereof, the application is ***allowed***.

6. Let the applicant ***Sunita Mishra*** be released on bail in FIR No.111 of 2023, under Section 370A, 419, 420, 34 IPC, Section 3, 4, 5, 6, 7 of Immoral Traffic (Prevention) Act and Section 75 of Juvenile Justice (Care and Protection of Children) Act, P.S. Cantt. District Prayagraj on her 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 she 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 :- 9.11.2023

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