

Court No. - 25

Though Video Conferencing from Lucknow

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 46480 of 2023

Applicant :- Shyam Lal Ghos

Opposite Party :- State of U.P.

Counsel for Applicant :- Shailendra Kumar 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. Learned counsel for the applicant argues that arising out of the same case and same recovery, two of the co-accused Rahul and Kiran have been enlarged on bail vide separate bail orders.
3. Learned AGA has opposed the bail application.
4. Considering the fact that the allegation against the applicant is similar to the one alleged against co-accused Rahul and Kiran; the recovery is from the joint possession and the applicant has no criminal antecedent of any offence under the NDPS Act, the applicant is entitled to be enlarged on bail on the same ground and reasoning as contained in the case of co-accused Rahul. In view thereof, the application is ***allowed***.
5. Let the applicant ***Shyam Lal Ghos*** be released on bail in FIR No.167 of 2023, under Section 8/20/29 NDPS Act, P.S. Adalhat, District Mirzapur on his furnishing a personal bond with two sureties of the like amount 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 :- 16.12.2023

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