

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 44685 of 2023

Applicant :- Sandeep Kumar Sharma

Opposite Party :- State of U.P.

Counsel for Applicant :- Rohit Shukla, Guru Prasad

Counsel for Opposite Party :- G.A., Sharique Ahmed

Hon'ble Pankaj Bhatia, J.

1. Heard learned counsel for the applicant, learned counsel for the informant, learned A.G.A. for the State and perused the record.

2. At the very outset, counsel for the applicant states that the amount of Rs. 1,44,000/- (Rs. one lac fourty four hundred) allegedly credited in the account of applicant is being returned through a demand draft no. 073056 to the informant in the Court. It is further submitted that applicant has no criminal antecedent except the present one and he is in jail since 26.6.2023.

3. Learned AGA has opposed the bail application. However, he does not dispute the said fact.

4. Considering the fact that the applicant has returned the amount, applicant has no criminal antecedent except the present one and he is in jail since 26.6.2023, hence he is entitled to be enlarged on bail. In view thereof, the application is allowed.

5. Let the applicant **Sandeep Kumar Sharma** be released on bail in FIR No. 1024 of 2022, under Sections 406, 420, 120B I.P.C. and section 66-D of I.T. Act, P.S. Cyber Cell, district-Kanpur Nagar, 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 :- 7.11.2023

Faridul