

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 44924 of 2023

Applicant :- Atul Jaiswal And Another

Opposite Party :- State of U.P.

Counsel for Applicant :- Rashid Ali, Anil Kumar Srivastava

Counsel for Opposite Party :- G.A.

Hon'ble Pankaj Bhatia, J.

1. Heard learned counsel for the applicants, learned AGA and perused the record.

2. Learned counsel for the applicants has submitted that in the sole case referred to in the Gang Chart (Annexure - 2), the applicants have been granted bail. Copy of the bail order is available on record. In the case against the applicants which is not indicated in the gang chart, on an application being Application U/S 482 No.29715 of 2018, the further proceedings have been stayed by this Court as is clear from the order contained in Annexure - 5.

3. Learned AGA has opposed the bail application.

4. In view of the above, the applicants are entitled to be enlarged on bail. In view thereof, the application is ***allowed***.

5. Let the applicants ***Atul Jaiswal*** and ***Vipul Jaiswal @ Kundan Jaiswal*** be released on bail in FIR No.214 of 2023, under Section 3(1) of U.P. Gangsters and Anti Social Activities (Prevention) Act, P.S. Saraima, District Azamgarh on their furnishing a personal bond each with two sureties of Rs.25,000/- each to the satisfaction of court concerned with the following conditions:

(a) The applicants shall execute a bond to undertake to attend the hearings;

(b) The applicants shall not commit any offence similar to the offence of which they are accused or suspected of the commission; and

(c) The applicants 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 :- 1.11.2023

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