

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 46171 of 2023

Applicant :- Pankaj Singh

Opposite Party :- State of U.P.

Counsel for Applicant :- Javed Khan, Ritesh Kumar Singh

Counsel for Opposite Party :- G.A.

Hon'ble Pankaj Bhatia, J.

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

2. The FIR in question was lodged alleging that on the basis of the information received that the accused applicant was fleeing after cheating several persons. A search was carried out and the applicant was apprehended. He confessed that he had duped various persons. Based upon the self confessional statement, the applicant has been implicated in the offence in question.

3. The Counsel for the applicant argues that no amount whatsoever has been recovered, except for the confessional statement, there is no material to demonstrate that the applicant has duped the persons.

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

5. On perusal of the FIR, prima facie, except for the confessional statement, there is no material whatsoever against the applicant, nothing has been recovered from the applicant or from his account and the fact that the applicant does not have any criminal antecedent, 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 ***Pankaj Singh*** be released on bail in FIR/ Case Crime No.09 of 2023, under Sections 419, 420, 467, 468, 471 IPC and Section 66-C of the Information Technology (Amendment) Act, 2008, Police Station Cyber Crime, Police Station Azamgarh, District Azamgarh 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 :- 1.11.2023

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