Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 46641 of 2023

Applicant :- Devanand Chauhan
Opposite Party :- State of U.P.
Counsel for Applicant :- Sugendra Kumar Yadav,Anand Prakash Srivastava
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 the person named in the FIR came to the house of the informant and stated that it was the informant and his family members, who was involved in enticing the daughter of one Chhote Lal and based upon the said, started causing injuries to the entire family members of the informant.

3. The Counsel for the applicant argues that in terms of the injury report, which is on record, there is no grievous injury on any vital part of the victim.

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

5. Considering the fact that there is no substantial injuries on any vital part of the victim coupled with the fact that the applicant does not have any criminal antecedents and his is in custody since 24.07.2023, 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 ***Devanand Chauhan*** be released on bail in FIR/ Case Crime No.164 of 2023, under Sections 147, 323, 325, 452, 506, 307, 354Kha IPC, Police Station Mahuwadeeh, District Deoria 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 :- 2.11.2023
akverma

Digitally signed by :-
ASHOK KUMAR VERMA
High Court of Judicature at Allahabad