

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 47386 of 2023

Applicant :- Awadesh @ Kuldeep

Opposite Party :- State of U.P.

Counsel for Applicant :- Ajay Vikram Yadav, Devendra 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. It is argued by the Counsel for the applicant that an FIR was lodged against two vehicles as disclosed in the FIR. It is also alleged that the said two vehicles were not given the pass and the allegations of substantial injuries were also raised.

3. It is further argued by the Counsel for the applicant that the applicant was not named in the FIR and the name of the applicant surfaced in the statement of the co-accused who have been enlarged on bail by this Court vide orders dated 03.02.2020 and 03.02.2020. The injury report on record also does not indicate any major injuries.

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

5. Considering the fact that the co-accused have been enlarged on bail and the applicant has no criminal antecedents, I am of the view that the applicant is entitled to be released on bail. Accordingly, the bail application is ***allowed***.

6. Let the applicant ***Awadesh @ Kuldeep*** be released on bail in FIR/ Case Crime No.617 of 2019, under Sections 307 IPC, Police Station Sirsaganj, District Firozabad 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 :- 7.11.2023

akverma