Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 47684 of 2023

Applicant :- Faeem
Opposite Party :- State of U.P.
Counsel for Applicant :- Sonu Kumar Tiwari
Counsel for Opposite Party :- G.A.,Sandeep Kumar Tiwari,Yogesh Kumar Tripathi

Hon'ble Pankaj Bhatia,J.

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

2. The accused-applicant seeks bail in Case Crime No.400 of 2023 under sections 366, 328 IPC, P.S. Rorawar, District Aligarh.

3. In terms of the FIR, it was alleged that two daughters of the informant were enticed away by two persons named in the FIR including the applicant. Subsequently, the statement of Menaz was recorded wherein she stated that both the sisters had gone to market where they met with the applicant to whom they knew, they were administered cold drink upon drinking of which they fainted and she found herself at Delhi. The incident was said to have occurred at Aligarh.

4. Learned AGA has produced a copy of the statement of the other daughter of the informant Neha where she has stated that she had known the other co-accused Soab for the last four years and were in love and had also married in a Masjid.

5. In view of the said two statements, prima facie the allegations in the FIR are not corroborated, the applicant has no criminal history and is in custody since 19.09.2023, as such, the applicant is entitled for the bail. Thus the bail application is allowed.

6. Let the applicant ***Faeem*** be released on bail in aforesaid first information report number subject to his furnishing a personal bond and two reliable sureties of Rs.25000/- (Twenty Five Thousand) each of the like amount 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 :- 8.11.2023

VNP/-

Digitally signed by :-
VISHVANATH PRASAD SHUKLA
High Court of Judicature at Allahabad