

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 47862 of 2023

Applicant :- Ramveer Kushwaha

Opposite Party :- State of U.P.

Counsel for Applicant :- Mahesh Kumar

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. In terms of the FIR in question, it was alleged that on 11.9.2023 two accused being the applicant and the other unknown persons came to the school started raising dispute for non-payment of the scholarship amount and subsequently torched the motorcycle.

3. The counsel for the applicant argues that the applicant has been implicated only because he was opposite to the non-payment of the scholarship amount. There is no recovery of the burned motorcycle and the applicant has no criminal antecedents.

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

5. Considering the facts that the motorcycle allegedly burned was not recovered and is not part of case diary and the fact that applicant has no criminal antecedents, he is in custody since 14.9.2023, without expressing any opinion on merit, 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 **Ramveer Kushwaha** be released on bail in FIR/ Case Crime No. 221 of 2023, under Sections 323, 504, 506, 332, 353, 327, 435 IPC, P.S. Raksa, District Jhansi, 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 :- 8.11.2023
S.A.