

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 48380 of 2023

Applicant :- Washeem Khan And Another

Opposite Party :- State of U.P.

Counsel for Applicant :- Pavan Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Pankaj Bhatia,J.

1. Heard learned counsel for the applicants, learned AGA and perused the record.
2. Learned counsel for the applicants argues that the applicants are innocent and has been falsely implicated. The FIR has been lodged against unknown persons. The recovery is not in the presence of any independent witness. The applicants are in custody since 10.10.2023.
3. Learned AGA has opposed the bail application.
4. Considering the fact that the applicants are in custody since 10.10.2023 and the recovery is not in the presence of any independent witness, the applicants are entitled to be enlarged on bail. In view thereof, the application is ***allowed***.
5. Let the applicants ***Washeem Khan*** and ***Shahjada @ Dampi*** be released on bail in FIR No.690 of 2022, under Section 3/5/8 of U.P. Prevention of Cow Slaughter Act, P.S. Bhojipura, District Bareilly on their furnishing a personal bond each with two sureties of the like amount each to the satisfaction of court concerned with the following conditions:
 - (a) The applicants shall execute a bond to undertake to attend the hearings;
 - (b) The applicants shall not commit any offence similar to the offence of which they are accused or suspected of the commission; and
 - (c) The applicants 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 :- 9.11.2023

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