

Court No. - 73

Case :- CRIMINAL MISC ANTICIPATORY BAIL
APPLICATION U/S 438 CR.P.C. No. - 12689 of 2023

Applicant :- Krishna Kant @ Krishna Kumar

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Vinay Kumar Tripathi

Counsel for Opposite Party :- G.A.

Hon'ble Nalin Kumar Srivastava,J.

1. This is second application moved on behalf of the applicant **Krishna Kant @ Krishna Kumar** seeking anticipatory bail in Case Crime No. 74 of 2005, under Sections 498-A, 304-B IPC and 3/4 Dowry Prohibition Act, Police Station Raya, District Mathura.

2. Heard learned counsel for the applicant, learned A.G.A. for the State and perused the record.

3. It is submitted by the learned counsel for the applicant that though the first anticipatory bail application moved on behalf of the applicant was rejected by this Court vide order dated 11.8.2023 but subsequently the co-accused Ram Kumar @ Raj Kumar was granted anticipatory bail vide order dated 27.10.2023 which was alleged for the same offence. Hence, on the ground of parity, the present applicant may also been granted anticipatory bail.

4. Learned A.G.A. opposed the prayer for anticipatory bail.

5. This is is second application for anticipatory bail on behalf of the applicant. First application for anticipatory bail moved by the applicant was rejected on merits by this Court vide order dated 11.8.2023. From a perusal of the record it appears that vide order dated 27.10.2023 co-accused Ram Kumar @ Raj Kumar was granted only interim anticipatory bail and not finally in Criminal Misc. Anticipatory Bail Application U/S 438 CrPC No. 8885 of 2023 and the said application after hearing the parties has been rejected on merits today. Since the aforesaid application for grant of anticipatory bail of co-accused Ram Kumar @ Raj Kumar has been rejected on merits, the present application for grant of anticipatory bail also deserves to be rejected and the same is accordingly **rejected**.

Order Date :- 12.12.2023/safi