

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 2355 of 2023

Applicant :- Ayaj Ahmad @ Shanu

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lko.

Counsel for Applicant :- Anurag Singh, Vivek Chandra

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi, J.

1. Heard Sri Vivek Chandra, the learned counsel for the applicant as well as Sri Rakesh Kumar Singh, the learned A.G.A. for the State and perused the record.
2. The instant application has been filed seeking release of the applicant on bail in Case Crime No. 440 of 2022, under Section 419, 420, 406 I.P.C., registered at Police Station Ramnagar, District Barabanki.
3. The aforesaid case has been registered on the basis of F.I.R. lodged on 08.07.2022 against six persons, including the applicant and two unknown person, alleging that co-accused Riyaz Ahmad used to work as an agent in Aryavrat Gramin Bank and he induced the informant and several other persons to open Jan Dhan Bank Account and fraudulently took loans in the name of the account holders. The applicant is son of co-accused Riyaz Ahamd and he is said to be involved with his father. No specific act had been alleged against the applicant.
4. The learned counsel for the applicant has submitted that the applicant is involved in two more similar cases, in both of the which he has already been granted bail.
5. The applicant is languishing in jail since 09.12.2022 and as per which the learned counsel for the applicant even the charges have not been framed till date.
6. The learned A.G.A. has opposed the prayer of the bail, but he could not dispute the aforesaid aspects of the matter.

7. Having considered the aforesaid facts and circumstances of the case and without making any observations which may affect the merits of the case, I am of the view that the aforesaid facts are sufficient for making out a case for enlargement of the applicant on bail.

8. Accordingly, this bail application stands **allowed**.

9. Let the **applicant- Ayaj Ahmad @ Shanu** be released on bail in the aforesaid case, on furnishing a personal bond and two sureties each in the like amount to the satisfaction of Magistrate/Court concerned, subject to the following conditions: -

(i) the applicant shall not tamper with the prosecution evidence;

(ii) the applicant shall not pressurize the prosecution witnesses;

(iii) the applicant shall appear on each and every date fixed by the trial court.

(Subhash Vidyarthi,J.)

Order Date :- 22.11.2023
Preeti.