

Court No. - 16

Case :- CRIMINAL MISC. BAIL CANCELLATION
APPLICATION No. - 119 of 2023

Applicant :- Shiv Kumar

Opposite Party :- State Of U.P. Thru. Prin. Secy. Civil Sectt.
Lko And Another

Counsel for Applicant :- Syed Asaghar Mehdi, Manish Mani
Tripathi

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi, J.

1. Heard Sri Syed Asaghar Mehdi, the learned counsel for the applicant and Sri Pragyanand Rai, the learned A.G.A. appearing on behalf of the State.

2. This application has been filed seeking cancellation of the order dated 26.04.2023, passed by this Court in Criminal Misc. Bail Application No.13718 of 2021, granting bail to the opposite party no.2.

3. The order dated 26.04.2023 is sought to be cancelled on the ground that the opposite party no.2 is threatening the applicant. To substantiate this allegation the copy of a letter dated 17.06.2023 sent by the applicant to the Inspector of the Police has been annexed, wherein it has been stated that the accused persons are pressurizing the informant and his brother to enter into a settlement and the applicant is being threatened of being murdered. However, no specific date, time or place of any such incident has been mentioned in the letter. Moreover, there is nothing on record to indicate that the letter was actually delivered or tendered to the aforesaid authority.

4. The allegations are vague and unsubstantiated.

5. The application for cancellation of bail lacks merit and the same is accordingly **rejected**.

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(Subhash Vidyarthi, J.)

Order Date :- 1.11.2023

Ram.