

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 11968 of 2023

Applicant :- Balram Verma

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

Counsel for Applicant :- Kapil Dev Srivastava, Deepak Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi, J.

1. Heard Sri Deepak Kumar, learned counsel for the applicant, Smt. Arti Gupta Singh, learned A.G.A. for the State and perused the records.

2. The instant application has been filed seeking release of the applicant on bail in Case Crime No.331 of 2023, under Sections 419, 420, 467, 468, 471 I.P.C., registered at Police Station Kotwali Akbarpur, District Ambedkar Nagar.

3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 15.06.2023 against the applicant alleging that he had approached the Additional District Magistrate for joining on the post of Public Relations Officer on the basis of forged appointment letter on 14.06.2023.

4. The police claimed to have arrested the applicant and one Neeraj Kumar Yadav on 16.06.2023 on the basis of information received from a mukhbir. It is alleged that Neeraj Kumar Yadav had provided fake appointment letter to the applicant.

5. In the affidavit filed in support of bail application it has been stated that the applicant is innocent, he has been falsely implicated in the present case and he has no criminal history. It has also been submitted that the co-accused Neeraj Kumar Yadav has been granted bail by this court by means of an order dated 02.11.2023, passed in Criminal Misc. Bail Application No.12931 of 2023.

6. The learned A.G.A. has opposed the prayer for bail but he could not dispute the aforesaid aspects of the matter.

7. Having considered the aforesaid facts and circumstances of the case and keeping in view the fact that no incriminating material has been recovered from the applicant, coupled with

the fact that the applicant has no previous criminal history and he is languishing in jail since 16.06.2023 whereas a co-accused has already been enlarged on bail by this court and without making any observation, 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 in the aforesaid crime.

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

10. Let the **applicant-Balram Verma** 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 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.

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(Subhash Vidyarthi, J.)

Order Date :- 3.11.2023

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