

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 12491 of 2023

Applicant :- Zaid Khan @ Vikki

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

Counsel for Applicant :- Syed Ahmad Abbas Zaidi, Sultan Hasan Ibrahim

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi, J.

1. Heard Sri Sultan Hasan Ibrahim, the learned counsel for the applicant as well as Sri Akhilesh Kumar Vyas, 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. 19 of 2022, under Section 498-A, 323, 504, 506, 313 I.P.C. and Section 3/4 of Dowry Prohibition Act, registered at Police Station Mahila Thana, District Unnao.
3. The aforesaid case has been registered on the basis of F.I.R. lodged on 21.12.2022 against the applicant, his mother and brother, stating that the informant got married to the applicant about 7 years ago; that all the accused persons used to harass her for demanding dowry and that the informant had given birth to two daughters. It is further alleged that all the accused persons forcibly caused abortion of the informant's pregnancy on 04.12.2022.
4. In the affidavit filed in support of the bail application, it has been stated that the applicant is innocent, he has been falsely implicated in the present case because of a matrimonial dispute between the informant and the applicant.
5. The learned A.G.A. has opposed the prayer of the bail, but he

could not dispute the aforesaid aspects of the matter.

6. Having considered the aforesaid facts and circumstances of the case and keeping in view the fact that there is no medico legal examination report to support the allegations levelled by the informant 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.

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

8. Let the **applicant- Zaid Khan @ Vikki** 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 :- 19.10.2023

Preeti.