

Court No. - 16

Case :- CRIMINAL MISC. BAIL CANCELLATION
APPLICATION No. - 116 of 2023

Applicant :- Mukesh Kumar

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

Counsel for Applicant :- Rahul Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Rahul Mishra, the learned counsel for the applicant and Ms. Ankita Tripathi, the learned AGA for the State.

2. This is an application seeking cancellation of order dated 13.04.2023 passed by this Court in Criminal Misc. Bail Application No. 5041 of 2023 granting bail to the opposite party no. 2.

3. The ground for cancellation of bail pleaded by the applicant is that after his release on bail, the opposite party no. 2 is threatening the informant. A copy of complaint dated 16.10.2023 sent to the Superintendent of Police, Sultanpur mentions that after his release on bail in furtherance of order dated 11.04.2023, the opposite party no. 2 has filed an application under Section 156(3) Cr.P.C. against the applicant's wife, which application has been rejected by the Magistrate. The complaint alleges that the opposite party no. 2 often pressurizes the applicant to enter into a settlement in the case and to entangle him in some case. The complaint alleges that the opposite party no. 2 had threatened the applicant on 01.01.2023.

4. The bail order was passed on 13.04.2023 and there is no averment of any incident that took place after 13.04.2023 warranting cancellation of bail order.

5. The application lacks merit and the same is accordingly ***dismissed.***

Order Date :- 27.10.2023

Pradeep/-