

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 12665 of 2023

Applicant :- Mithlesh Verma

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

Counsel for Applicant :- Ajeet Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Ajeet Kumar, learned counsel for the applicant, Sri Rishikesh Verma, the learned AGA 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. 1066 of 2022, under Sections 420, 409 IPC, Police Station Kotwali Nagar, District Barabanki.
3. The aforesaid case has been registered on the basis of an FIR. lodged on 04.10.2022 against three persons, not including the applicant, stating that the informant had made investments in the company for purchasing a plot but neither the plot was transferred to him nor was his money refunded.
4. The applicant's involvement in 42 other cases of similar nature has been disclosed in para 21 of the affidavit filed in support of the applicant and the applicant has been granted bail in 5 cases.
5. The learned A.G.A. has opposed the prayer for 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 the informant claims to have entered into an agreement to purchase land from a company but it appears that no registered agreement was executed for purchasing immovable property; that the applicant is described as a Director of the company, and the applicant is a lady of 66 years of age, 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 case.
7. Accordingly, this bail application stands allowed.
8. Let the applicant-Mithlesh Verma be released on bail in Case Crime No. 1066 of 2022, under Sections 420, 409 IPC, Police Station Kotwali Nagar, District Barabanki 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;
- (ii) the applicant shall appear on each and every date fixed by the trial court.

(Subhash Vidyarthi, J.)

Order Date :- 30.10.2023
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