

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 12973 of 2023

Applicant :- Smt. Ruma

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

Counsel for Applicant :- Suhail Kashif, Rajesh Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi, J.

1. Heard Sri Suhail Kashif, learned counsel for the applicant, Sri Manish Kumar Pandey, 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. 1256 of 2022, under Sections 419, 420, 467, 468, 471 I.P.C., registered at Police Station Kotwali Nagar, District Barabanki.
3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 25.11.2022 against Madan Nag, Shamshuddin and an unknown woman, stating that some unknown woman projecting herself to be the informant, executed an agreement to sell in respect of the informant's land on 29.03.2022.
4. In the affidavit filed in support of bail application it has been stated that the applicant is innocent, she has been falsely implicated in the present case and she has no criminal history. It has also been submitted that the co-accused person Kuldeep Yadav has been enlarged on bail by this court by means of an order dated 25.09.2023, passed in Criminal Misc. Bail Application No.11528 of 2023, whereas the arrest of co-accused Shamsuddin has been stayed by Division Bench of this court and co-accused Mohd. Shameem has been granted interim

protection by a Division Bench of this Court.

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 applicant is a 24 years old woman having no previous criminal history and he is languishing in jail since 24.06.2023 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.

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

8. Let the **applicant- Smt. Ruma** 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.

(Subhash Vidyarthi, J.)

Order Date :- 2.11.2023
Ram.