Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 13224 of 2023

Applicant :- Smt. Manju Singhla
Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lko.
Counsel for Applicant :- Vivek Chandra
Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Vivek Chandra, the learned counsel for the applicant and Sri Rakesh Kumar Singh, 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. 534 of 2022, under Sections 420, 406, 467, 468, 471, 109 IPC, Police Station Kotwali Nagar District Barabanki.

3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 04.06.2022 against two named persons and one unknown person, not including the applicant, stating that the applicant had purchased a plot of land from M/s Singla Developers in the year, 2013. It is alleged that when the informant went to the land in question the boundary wall constructed by him had been removed. It is further stated in the FIR that subsequently informant came to know that the land had been sold to some other person.

4. In the affidavit filed in support of the application, it has been stated that the applicant has been falsely implicated in the present case.

5. The applicant's criminal history of 20 other cases has been disclosed in para 15 of the bail application, in 11 of which, the applicant has been granted bail. The applicant has already been granted bail in 11 other cases arising out of similar dispute.

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 the land in question was purchased from Singla Developers of which Sanjay Singh Singla is the proprietor, in the year, 2013 and it is stated that the

informant had got possession of the land and constructed boundary wall thereon; that the FIR alleges that some person had removed boundary wall constructed by the informant but this allegation has not been levelled against the applicant and that the applicant is languishing in jail since 03.06.2022 and without making any observation, which may affect the merits of the case, I am of the view that the applicant is entitled to be released on bail in the present case.

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

9. Let the applicant-***Smt. Manju Singhla*** 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.

Order Date :- 7.11.2023
Pradeep/-

Digitally signed by :-
PRADEEP SINGH
High Court of Judicature at Allahabad,
Lucknow Bench