

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 13552 of 2023

Applicant :- Sharad Kumar Verma

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Civil Sectt. 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 as well as Sri Shaunka Singh, 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. 604 of 2022, under Section 409, 420, 34 I.P.C., registered at Police Station Kotwali Nagar, District Barabanki.
3. The aforesaid case has been registered on the basis of F.I.R. lodged on 23.06.2022 against nine persons, including the applicant, alleging that the informant had made investments in S.T.S/Sankalp Group but the invested amount was not refunded.
4. In the affidavit filed in support of the bail application, it has been stated that although the applicant was made a director of the company.
5. The learned counsel for the applicant has submitted that two co-accused persons, namely, Om Prakash Verma, Atul Kumar Verma and Sangam Verma, who are also said to be directors of the company, have already been granted bail by means of order dated 05.09.2023 and 01.11.2023 passed by this Court in Criminal Misc. Bail Applications No. 10862 of 2023, 10872 of 2023 and 12854 of 2023, respectively.
6. The learned A.G.A. has opposed the prayer of the 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 three other directors of the company have already been granted bail and that the applicant is languishing in jail since 01.07.2022, I am of the view that the applicant is also entitled to be released on bail.

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

9. Let the applicant- **Sharad Kumar Verma** 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.

Order Date :- 9.11.2023

Preeti.