Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 14084 of 2023

Applicant :- Rahul
Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lko.
Counsel for Applicant :- Ashwini Kumar Singh,Veer Bahadur Yadav
Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Veer Bahadur Yadav, the learned counsel for the applicant, Sri Anant Pratap Singh, the learned A.G.A. for the State and perused the records.

2. The instant application has been filed seeking release of the applicants on bail in Case Crime No.0467 of 2023, under Sections 298 I.P.C. and Sections 3, 5 (1) of U.P Prohibition of Unlawful Conversion of Religion Act, 2021, registered at Police Station Lalganj, District Barabanki.

3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 17.09.2023 against 7 named accused persons and two unknown persons, stating that the accused person had committed some acts purporting as conversion of religion of the informant's eleven years old son.

4. In the affidavit filed in support of bail application it has been stated that the applicant is innocent, he has been falsely implicated in the present case and he has no criminal history.

5. In the affidavit filed in support of the application for bail it has been stated that the applicant is a 17 years old minor boy, who is a student of Class-IX.

6. The learned counsel for the applicant has submitted that the

applicant himself does not follow christian religion and there is no occasion for them to convert the victim to Christianity.

7. The copy of the statement of the victim recorded by the Investigating Officer has been annexed with the affidavit filed in support of the application, wherein he did not name the applicant.

8. The learned A.G.A. has opposed the prayer for bail but he could not dispute the aforesaid aspects of the matter.

9. Having considered the aforesaid facts and circumstances of the case and keeping in view the fact that the applicant has no previous criminal history and he is languishing in jail since 18.09.2023 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.

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

11. Let the **applicant-Rahul** 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 :- 18.12.2023
Ram.

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