

Court No. - 11

Case :- APPLICATION U/S 482 No. - 11713 of 2023

Applicant :- Shamshir Alias Monu

Opposite Party :- State Of U.P. Thru. Secy. Home, U.P. Govt. Lucknow
And Another

Counsel for Applicant :- Vijay Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Saurabh Lavania,J.

Heard.

The instant application under Section 482 Cr.P.C. has been filed by the applicant to permit him to submit two sureties and personal bond in one case, which may be treated for other cases.

Learned counsel for the applicant submits that the applicant is innocent and he has falsely been implicated in 3 cases. He next submitted that in all the cases registered against the applicant, he has been granted bail by the court concerned. He says that the applicant is a very poor person and not in a position to furnish huge sureties in each and every case in compliance of bail orders. It is further submitted that the details of cases registered against applicant at District Sultanpur are as follows:-

(i) Case Crime No. 255 of 2023, under Section 307 I.P.C.

(ii) Case Crime No. 254 of 2023, under Section 3/5A/8 of Cow Slaughter Act.

(iii) Case Crime No. 256 of 2023, under Sections 3/25 of Arms Act.

Learned counsel for the applicant has relied upon the judgment of the Apex Court passed in ***Special Leave to Appeal (Criminal) No. 8914-8915 of 2018; Hani Nishad @ Mohammad Imran @ Vikky Vs. State of U.P.***

Learned A.G.A. submits that he does not want to file any counter affidavit.

In view of the facts and circumstances as well as rival submissions advanced by the learned counsel for both the parties, the present application under Section 482 Cr.P.C. stands ***disposed of*** finally in the light law laid down by the Apex Court in the case of ***Hani Nishad @ Mohammad Imran @ Vikky (Supra)*** and the court concerned is directed to execute the personal bond of Rs. 50,000/- in every case and produce two sureties each in the like amount to the satisfaction of the Court/Magistrate concerned in one case which shall hold good for rest of the cases.

Order Date :- 1.12.2023

Arun/-