

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 14227 of 2023

Applicant :- Mohd. Gufran

Opposite Party :- State Of U.P. Thru. Secy. Home Deptt. Lko.

Counsel for Applicant :- Sunil Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Sunil Kumar learned counsel for the applicant, Sri Amit Kumar Dwivedi, 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. 27 of 2023, under Sections 307/34 I.P.C., registered at Police Station Kotwali Nagar, District Ayodhya.
3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 18.01.2023 against four persons, including the applicant, alleging that the accused persons were apprehended on the basis of information received from a mukhbir and they fired towards the police party, however, no person has received any injury in the incident.
4. The applicant's involvement in total of sixteen cases has been disclosed in para-3 of the supplementary affidavit filed in support of the bail application, eight of which relate to period prior to his arrest, in all of which he has been granted bail and in five other cases, he has been implicated after his arrest.
5. One of the co-accused person Waki has been granted bail by means of the order dated 28.03.2023 passed by the Sessions court, Faizabad.
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 no person has

received any injury in the incident and that co-accused person has already been granted bail whereas the applicant is languishing in jail since 18.01.2023 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.

8. Accordingly, this bail application stands allowed.

9. Let the applicant-**Mohd Gufran** 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 :- 4.12.2023

Renu/-