

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 14792 of 2023

Applicant :- Vikram Gupta

Opposite Party :- State Of U.P Thru. Prin. Secy. Home Civil Sect. Lko.

Counsel for Applicant :- Sapana Verma

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Ms. Sapana Verma, learned counsel for the applicant, Sri Manish Kumar Pandey, the learned A.G.A.-I 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. 0507 of 2023, under Sections 147, 324, 323, 307, 504, 506 I.P.C., registered at Police Station Kotwali Ayodhya, District Ayodhya.

3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 05.09.2023 against four named accused persons, including the applicant and an unknown person alleging that all the accused persons had beaten up and assaulted the informant with sharp edged weapon and sticks. When some persons tried to save the informant they were also beaten up.

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. The learned counsel for the applicant has submitted that co-accused persons, namely, Rammurti Alias Ram Murat Gupta, Achal Gupta and Aman Gupta, have already been granted bail by means of orders dated 31.10.2023 and 12.12.2023 passed by

this Court in Criminal Misc. Bail Applications No.12776 of 2023 and 14619 of 2023, respectively.

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 co-accused persons have already been granted bail, coupled with the fact that the applicant has no previous criminal history and he is languishing in jail since 15.11.2023 and without making any observation, which may affect the merits of the case, 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- **Vikram Gupta** 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 :- 15.12.2023
Preeti.