

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 14781 of 2023

Applicant :- Pravin Kumar Singh

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

Counsel for Applicant :- Vijay Vikram Singh

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Vijay Vikram Singh, the learned counsel for the applicant as well as Sri Anant Pratap 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. 404 of 2023, under Section 419, 420, 467, 468, 471 I.P.C. and Section 3 and 7 of Public Examination Act, 1982, registered at Police Station Thakurganj, District Lucknow.
3. The aforesaid case has been registered on the basis of F.I.R. lodged on 26.06.2023 stating that during an examination being held for making selection to the posts of Village Panchayat Adhikari, Villlage Development Officer and Social Welfare Supervisor, the co-accused was appearing in place of the applicant.
4. In the affidavit filed in support of the 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. The applicant has surrender himself and he is in custody since 18.11.2023.
5. The learned A.G.A. has opposed the prayer of the bail, but he could not dispute the aforesaid aspects of the matter.

6. Having considered the aforesaid facts and circumstances of the case and keeping in view the fact that substantive offence under the public examination act carries a maximum punishment of imprisonment upto one year and the offence under Section 3 of the Public Examination Act carries a maximum punishment of imprisonment upto three months and the offence under Section 7 of the aforesaid Act carries a maximum punishment of imprisonment upto one year and without making any observations 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.

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

8. Let the **applicant- Pravin Kumar Singh** 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.

(Subhash Vidyarthi,J.)

Order Date :- 15.12.2023

Preeti.