

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 14891 of 2023

Applicant :- Gunjan Verma

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

Counsel for Applicant :- Vivek Chandra

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Vivek Chandra, the learned counsel for the applicant as well as Sri Gyanendra 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. 673 of 2022, under Section 409, 420 I.P.C., registered at Police Station Kotwali Nagar, District Barabanki.
3. The aforesaid case has been registered on the basis of F.I.R. lodged on 07.07.2022 against three persons, not including the applicant, alleging that on the persuasion of named co-accused Atul Kumar Verma, the informant had invested some amount in S.T.S. Infrabuild Pvt. Ltd. but later on it transpired that the accused persons had duped the informant.
4. During investigation, it came to light that the applicant also work in the company.
5. In the affidavit filed in support of the bail application, it has been stated that the applicant is innocent and he has been falsely implicated in the present case.
6. The applicant's involvement in 33 other cases of similar nature has been disclosed in Para 19 of the affidavit filed in support of the bail application and the applicant has been granted bail in 30 cases.
7. The learned counsel for the applicant has submitted that co-accused Pramod Kumr @ Pramod Kumar Verma, Om Prakash Verma, Mithlesh Verma, Atul Kumar Verma and Sangam Verma, has already been granted bail by means of orders dated 23.05.2023, 08.11.2023, 08.11.2023, 08.11.2023 and 01.11.2023, respectively, passed by coordinate bench of this

Court in Criminal Misc. Bail Application No.6732 of 2023 (Neutral Citation No.-2023:AHC-LKO:36125), Criminal Misc. Bail Application No.13266 of 2023, Criminal Misc. Bail Application No.13265 of 2023, Criminal Misc. Bail Application No.13325 of 2023 and Criminal Misc. Bail Application No.12883 of 2023 respectively.

8. The learned A.G.A. has opposed the prayer of the 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 F.I.R alleges non repayment of certain amounts invested in a company; that the applicant is not named in the F.I.R.; that five of the co-accused persons have already been granted bail, coupled with the fact that the applicant is languishing in jail since 21.11.2022 with her 3 year old son and without making any observations which may affect the merits of the case, I am of the view that the applicant is also entitled to be released on bail on the ground of parity.

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

11. Let the **applicant- Gunjan Verma** be released on bail in Case Crime No. 673 of 2022, under Section 409, 420 I.P.C., registered at Police Station Kotwali Nagar, District Barabanki, 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.

Order Date :- 18.12.2023

Vipul