

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 14923 of 2023

Applicant :- Sharad Kumar 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, Sri Amit Dwivedi, the 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. 1120 of 2022, under Sections 409, 420, 467, 468, 471, 34 I.P.C., registered at Police Station Kotwali Nagar, District Barabanki.
3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 18.10.2022 against four persons, including the applicant alleging that the informant used to work as an agent in Life Long Care Multi State Agro Company Pvt. Ltd. and S.T.S. Infrabuild Pvt. Ltd. and he used to brought investments for the aforesaid companies and he himself made some investments but no benefits were paid upon maturity of the investments.
4. In the affidavit filed in support of bail application it has been stated that the applicant is innocent and he has been falsely implicated in the present case. The applicant's involvement in 43 cases of similar nature have been disclosed in the affidavit filed in support of the bail application and the learned counsel for the applicant has stated that the applicant has been granted bail in 31 cases. The applicant is languishing in jail since 01.07.2022 and merely charges have been levelled in November, 2023 and not even a single prosecution witness has been examined by learned trial court.
5. The learned A.G.A. has opposed the prayer for bail but he could not dispute the aforesaid aspects of the matter.
6. Having considered the aforesaid facts and circumstances of the case 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.

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

8. Let the **applicant- Sharad Kumar Verma** 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 :- 18.12.2023

Vipul