

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 15028 of 2023

Applicant :- Sharad Yadav

Opposite Party :- State Of U.P. Thru. A.C.S./Prin. Secy. Deptt. Home, Govt. U.P. Lucknow

Counsel for Applicant :- Sudhir Kumar Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Sudhir Kumar Mishra, the learned counsel for the applicant, Sri Anant Pratap Singh, the learned AGA 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. 332 of 2023, under Sections 419, 420, 467, 468, 471, 120-B IPC, Police Station Jaisinghpur, District Sultanpur.
3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 22.10.2023 against six persons, including the applicant, stating that the applicant and co-accused Satiram Nishad had got a land transferred in their favour on the basis of fake documents, fraudulently.
4. In the affidavit filed in support of the application, it has been stated that the applicant is innocent and he has been falsely implicated in the present case.
5. The applicant's involvement in another case bearing Case Crime No. 101 of 2017 has been disclosed in para 16 of the affidavit, in which he has been granted bail.
6. A supplementary affidavit has been filed stating that the land has been reconveyed to the original owner through a registered sale deed, a copy whereof has been annexed with the supplementary affidavit.
7. Two co-accused persons have already been granted bail in the present case.
8. The learned A.G.A. has opposed the prayer for bail but he could not dispute the aforesaid aspects of the matter.

9. 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 case.

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

11. Let the applicant-***Sharad Yadav*** 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 :- 19.12.2023

Pradeep/-