

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 15013 of 2023

Applicant :- Uttam Singh @ Rahul Singh

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

Counsel for Applicant :- Raj Narain

Counsel for Opposite Party :- G,A

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Raj Narain, learned counsel for the applicant, Sri Pragya Nand Rai, 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. 252 of 2023, under Sections 419, 420, 467, 468 IPC, Police Station Bijour, District Lucknow.

3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 18.10.2023 against the applicant, one Sunil Pandey and an unknown person, alleging that the applicant was caught by the informant, when he was making preparations for execution of a sale deed in respect of the informant's inherited property.

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 two other cases has been disclosed in para 9 & 10 of the affidavit filed in support of the application, in which he has been granted bail.

5. It has further been stated that the applicant had transferred Rs. 9,20,000/- for purchase of property from the informant, through banking channel and a copy of the statement of bank account of the applicant has been annexed in support of this contention.

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 the informant claims that the applicant was making preparations for execution of a

sale deed but no sale deed has in fact been executed and the applicant has transferred Rs. 9,20,000/- to the informant through banking channel and he is languishing in jail since 18.10.2023 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.

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

9. Let the applicant-***Uttam Singh @ Rahul 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 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/-