

Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 15138 of 2023

Applicant :- Mithlesh Verma

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

Counsel for Applicant :- Ajeet Kumar

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Ajeet Kumar, the learned counsel for the applicant as well as 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. 283 of 2023, under Section 406, 420, 467, 468, 471, 120-B IPC, registered at Police Station Kotwali Nagar, District Barabanki.

3. The aforesaid case has been registered on the basis of F.I.R. lodged on 07.03.2023 against six persons, not including the applicant, in furtherance of an application under Section 156(3) Cr.P.C, stating that on the suggestion of the co-accused Arvind Singh, the informant had made some investment in S.T.S company under allurement of 15% per month interest but after maturity, no amount was paid to the informant.

4. In the affidavit filed in support of the bail application, it has been stated that the applicant has been implicated in 43 other cases of similar nature and the learned counsel for the applicant has stated that the applicant has already been granted bail in 17 other cases.

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 the grievance of the informant is regarding non refund of money invested in the company and the applicant is one of the director in the company and that the applicant has already been granted bail in 17 other cases of similar nature, co-accused persons, Sharad Kumar Verma, Arvind Singh, Gunjan Verma and Om Prakash Verma have been granted bail, 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.

7. Accordingly, this bail application stands allowed.

8. Let the applicant-Mithlesh 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 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 :- 21.12.2023

prateek