Court No. - 16

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 15300 of 2023

Applicant :- Ajeet Kumar Gupta @ Ajeet Gupta
Opposite Party :- State Of U.P. Thru. Prin. Secy. Home, Lucknow
Counsel for Applicant :- Vivek Kumar Shukla
Counsel for Opposite Party :- G.A.

Hon'ble Subhash Vidyarthi,J.

1. Heard Sri Vivek Kumar Shukla, the learned counsel for the applicant, Sri Shaunak Singh, the learned AGA-I for the State and perused the records.

2. The instant application has been filed seeking release of the applicants on bail in Case Crime No. 53 of 2022, under Sections 406 IPC, Police Station Kotwali Bikapur, District Faizabad/Ayodhya.

3. The aforesaid case has been registered on the basis of an F.I.R. lodged on 06.02.2022 against two persons, including the applicant stating that the informant had made investment in Ani Bullian Traders/ Eye Vision India Credit Cooperative Society Limited, but upon maturity no amount was paid to him. Applicant's criminal history of 113 cases have been disclosed in paragraph 19 of the affidavit, in 16 of which the applicant has been granted bail.

4. In the affidavit filed in support of the application, it has been stated that the applicant has been falsely implicated in the present case.

5. It has been submitted by the learned counsel for the applicant that the applicant is languishing in jail since 16.07.2020 but trial of any of the cases has not commenced till date.

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 applicant is languishing in jail since 16.07.2020 for past more than 3 years without even commencement of trial, I am of the view that the applicant is entitled to be released on bail in the present case.

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

9. Let the applicant-***Ajeet Kumar Gupta @ Ajeet Gupta*** 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 :- 22.12.2023
Pradeep/-

Digitally signed by :-
PRADEEP SINGH
High Court of Judicature at Allahabad,
Lucknow Bench