

Court No. - 16

Case :- CRIMINAL APPEAL No. - 3643 of 2024

Appellant :- Naushad @ Naushad Ahmad

Respondent :- State Of U.P. Thru. Prin. Secy. Home Lko. And Another

Counsel for Appellant :- Ravi Shankar Mishra

Counsel for Respondent :- G.A.

Hon'ble Karunesh Singh Pawar,J.

Counter Affidavit filed by learned A.G.A. is taken on record.

Vakalatnama filed by Shri Manjeet Singh, Advocate on behalf of the complainant is taken on record.

Heard learned counsel for the appellant, learned A.G.A. for respondent State and learned counsel for the complainant.

The present criminal appeal under Section 14-A(2) SC/ST Act has been filed by the applicant against the order dated 8.11.2024 passed by learned Special Judge SC/ST Act, Pratapgarh in Anticipatory Bail Application No.3188 of 2024 arising out of case crime no.336 of 2024 under Section 191(2), 191(3), 109, 115(2), 352, 351 (3), 333 BNS and Section 3(1) (Da), 3(1) (Dha), 3 (2) (v), 3(2)(va) SC/ST Act Police Stationn Leelapur, District Pratapgarh.

Perused the record.

Perusal of the statement of the injured witness points towards the complicity of the applicant. Likewise, perusal of the medical report of the injured also shows that all the three injured have suffered injuries. Injury no.3 of injured Rajendra was referred for x-ray. Likewise injury nos.6 and 7 of injured Ram Asrey was referred for x-ray. Injury no.4 of Shiv Lal referred for x-ray. Injured Rajendra Kori remained admitted in District Hospital Pratapgarh w.e.f. 16.8.2024 to 4.9.2024.

Considering the complicity of the applicant, statement of the injured witness, injury report of the injured, it cannot be said that it is a case false implication. The offence under Section 109 BNS is punishable with life. No case for bail is made out, hence the criminal appeal is dismissed.

Order Date :- 18.12.2024

Madhu D.R/P.S