



2025:0001-1 K03:202504

**HIGH COURT OF JUDICATURE AT ALLAHABAD
LUCKNOW**

CRIMINAL MISC. BAIL APPLICATION No. - 12581 of 2025

Sachin

.....Applicant(s)

Versus

State Of U.P. Thru. Addl. Chief Secy. Home Lko.

.....Opposite
Party(s)

Counsel for Applicant(s) : Ajai Vikram Singh, Laxmi Narayan
Gupta

Counsel for Opposite Party(s) : G.A.

Court No. - 16

HON'BLE BRIJ RAJ SINGH, J.

Heard learned counsel for the applicant, the learned A.G.A. for the State and perused the record.

The present bail application has been filed by the applicant in F.I.R./Case Crime No.408 of 2025, under Section 69 BNS, Police Station- Pihani, District-Hardoi.

It has been submitted by learned counsel for the applicant that FIR lodged by the victim indicates that on the pretext of marriage, the physical relations were established. However, he has further submitted that medical report does not support the prosecution case and out of love, physical relations took place.

He has further submitted that she has levelled false allegations that mentioning that on the pretext of marriage, sexual relations were established, otherwise relations were established out of freewill.

He has lastly submitted that applicant has no criminal history and is in jail since 16.10.2025.

Learned A.G.A has, however, opposed the prayer for grant of bail but he has not disputed the above contention made by the learned counsel for the applicant.

Considering the facts and circumstances of the case, perusing the record and also considering the nature of allegations also that medical report does not support the case of prosecution and the argument that there was love affair between the applicant and the prosecutrix, without expressing any opinion on the merit of the case, I find it to be a fit case for granting bail. Let applicant- **Sachin** be released on bail in the aforesaid F.I.R./case crime number on his furnishing a personal bond and two reliable sureties of the like amount to the satisfaction of the court concerned subject to following additional conditions, which are being imposed in the interest of justice:-

- (1) The applicant shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his absence, without sufficient cause, the trial court may proceed against him under Section 229-A of the Indian Penal Code.
- (2) The applicant shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement under Section 313 Cr.P.C. If in the opinion of the trial court absence of the applicant is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.
- (3) The applicant will not tamper with the prosecution witnesses.
- (4) The applicant will not indulge in any illegal activities during the period of bail.
- (5) In case of breach of any of the above conditions, the trial court would be at liberty to cancel the bail of the applicant.

(Brij Raj Singh,J.)

December 17, 2025

Mohit Singh/-