



2026:AHC:211704

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 10793 of 2025

Himanshu Soni

.....Applicant(s)

Versus

State Of U.P. And 3 Others

.....Opposite
Party(s)

Counsel for Applicant(s) : Krishna Kant Dubey, Santosh Kumar Dubey

Counsel for Opposite Party(s) : G.A., Ronak Chaturvedi

Court No. - 66

HON'BLE ARUN KUMAR SINGH DESHWAL, J.

1. Heard Sri Amarendra Nath Singh, learned Senior Advocate assisted by Sri Krishna Kant Dubey, learned counsel for the applicant, Sri Ronak Chaturvedi, learned counsel for the first informant, Sri Rakesh Kumar Mishra, learned A.G.A. for the State and perused the record.

2. The instant bail application has been filed with a prayer to release the applicant on bail in Case Crime No. 418 of 2024, under Sections 363, 376(3), 506, 366, 328, 305 I.P.C and Section 3/4 (2) POCSO Act, Police Station Modi Nagar, District Ghaziabad, during the pendency of the trial.

3. Contention of learned counsel for the applicant is that the applicant has been falsely implicated in the present case and the charge was framed on 14.02.2025, but till date, the trial has not been concluded. Therefore, the applicant is entitled to be released on bail. It is further submitted that the applicant has no criminal history. It is also submitted that the charge-sheet has already been filed in the present case and, therefore, there is no requirement for further custodial interrogation of the applicant. The applicant is a law-abiding citizen and has been languishing in jail since 20.06.2024. In case he is granted bail, he will not misuse the liberty of bail and will cooperate in the trial proceedings.

4. Per contra, learned counsel for the first informant as well as learned A.G.A. for the State have vehemently opposed the prayer for bail and submitted that the trial is almost at the concluding stage, as all the

prosecution witnesses have been examined and the case is now pending for final arguments. Therefore, at this stage, the applicant is not entitled to be released on bail.

5. Considering the entire facts and circumstances of the case, the submissions of learned counsel for the parties, and taking into account the report of the trial court dated 04.07.2026, wherein it has been mentioned that all the prosecution witnesses have been examined and the case has been posted for final hearing, this Court does not find it to be a fit case to release the applicant on bail, as the trial is almost at the concluding stage.

6. Accordingly, bail application filed on behalf of the applicant is hereby **rejected**. However, the learned trial court is directed to conclude the trial of the applicant as expeditiously as possible in view of the law laid down by the Hon'ble Apex Court in the Case of **Liakat Ali v. State of Jammu and Kashmir, Writ Petition (Crl.) No. 99 of 2026**, decided on **16.07.2026**.

7. Application, if any, stands **disposed of**.

(Arun Kumar Singh Deshwal,J.)

October 8, 2026
SA