



2026:AHC:210141

HIGH COURT OF JUDICATURE AT ALLAHABAD

**CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S
482 BNSS No. - 10509 of 2026**

Altaf Raza

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite
Party(s)

Counsel for Applicant(s) : Lal Bahadur, Ram Sajiwan
Prajapati
Counsel for Opposite Party(s) : G.A.

Court No. - 66

HON'BLE ARUN KUMAR SINGH DESHWAL, J.

1. Heard Sri Lal Bahadur, learned counsel for the applicant, Sri Ram Kumar Verma, learned A.G.A. for the State and perused the record.
2. The present application has been filed by the applicant seeking bail in Case Crime No.496 of 2026, under Section 109 (1) B.N.S., Police-Station Kotwali Shahar, District-Bijnor with the prayer that in the event of arrest, applicant may be released on bail.
3. Contention of learned counsel for the applicant is that in the FIR, the allegation has been made against the four accused persons including the applicant to assault on injured person. It is further submitted that all injuries are found to be simple in nature. It is further submitted that the co-accused Mohd. Sameer and Sakib have already been released on anticipatory bail by a Co-ordinate Bench of this Court in Criminal Misc. Bail Application No.9451 of 2026 vide order dated 21.09.2026 and Criminal Misc. Bail Application No.10370 of 2026 vide order dated 05.10.2026, respectively. Therefore, the applicant is also entitled to be released on anticipatory bail on the ground of parity. It is further submitted that the applicant has no criminal antecedents and that in case, applicant is granted anticipatory bail, he shall not misuse the liberty of bail and will co-operate during investigation and

would obey all conditions of bail.

4. Learned A.G.A. has opposed the application for anticipatory bail but could not dispute the aforesaid submission.

5. Considering the aforesaid submission and taking into account that the co-accused Mohd. Sameer and Sakib have already been released on anticipatory bail by a Co-ordinate Bench of this Court, therefore, the applicant is also entitled to be released on anticipatory bail.

6. Hence, without expressing any opinion on the merits of the case; considering the nature of accusations, gravity of offence and antecedents of applicant, the applicant is entitled to get anticipatory bail, till the submission of police report under Section 193(3)(ii) of B.N.S.S., as per the Constitution bench judgment of the Apex Court in the case of **Sushila Aggarwal vs. State (NCT of Delhi)- 2020 SCC Online SC 98**. Accordingly, the anticipatory application is **allowed**.

7. In the event of arrest, the applicant- **Altaf Raza** involved in the aforesaid crime be released on anticipatory bail on furnishing a personal bond of Rs.50,000/- with two sureties each in the like amount to the satisfaction of the **Investigating Officer** concerned with the following conditions:-

(i) The applicant shall make himself available for interrogation by a police officer as and when required;

(ii) The applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) The applicant shall not leave India without the previous permission of the Court;

(iv) The applicant shall not tamper with the prosecution evidence by intimidating/pressurizing the witnesses, during the investigation;

(v) The applicant shall not indulge in any criminal activity or commission of any crime after being released on bail.

8. In case of breach of any of the above conditions, it shall be a ground for cancellation of anticipatory bail.

9. With the aforesaid observations/directions, the application stands **disposed of**.

October 7, 2026

CS/-

(Arun Kumar Singh Deshwal,J.)