Court No. - 70

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 11063 of 2020

Applicant :- Shiv Babu
Opposite Party :- State of U.P.
Counsel for Applicant :- Shivakant
Counsel for Opposite Party :- G.A.

Hon'ble Siddharth,J.

Heard learned counsel for the applicant and learned A.G.A.

Despite service of notice on opposite party no.2 on 17.6.2020 no one has put in appearance on behalf of the opposite party no.2.

The co-accused, Ram Baran and Karan, have been enlarged on bail vide order dated 10.6.2020 in Criminal Misc. Bail Application No. 12130 of 2020. The prayer for release of the applicant on bail on the ground of parity has been made. The applicant is languishing in jail since 19.01.2020.

Considering the fact that the identically placed co-accused has already been released on bail by this Court, without expressing any opinion on the merits of the case, the Court is of the view that it is a fit case for bail. The bail application is allowed.

Let the applicant, **Shiv Babu**, involved in case crime No. 06 of 2020, under sections 354-Gha I.P.C, and 11/12 of POCSO Act Police Station Aung, District Fatehpur be released on bail on his furnishing a personal bond and two sureties each in the like amount to the satisfaction of the court concerned with the following conditions that :-

1. The applicant shall not tamper with the prosecution evidence by intimidating/ pressurizing the witnesses, during the investigation or trial.

2. The applicant shall cooperate in the trial sincerely without seeking any adjournment.

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

4. In case the applicant has been enlarged on short term bail as per the order of committee constituted under the orders of Hon'ble Supreme Court his bail shall be effective after the period of short term bail comes to an end.

5. The applicant shall be enlarged on bail on execution of personal bond without sureties till normal functioning of the courts is restored. The accused will furnish sureties to the satisfaction of the court below within a month after normal functioning of the courts are restored.

6. The party shall file computer generated copy of such order downloaded from the official website of High Court Allahabad.

7. The concerned Court/Authority/Official shall verify the authenticity of such computerized copy of the order from the official website of High Court Allahabad and shall make a declaration of such verification in writing.

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

Order Date :- 18.6.2020
Atul kr. sri.