Court No. - 70

Case :- CRIMINAL MISC ANTICIPATORY BAIL APPLICATION U/S 438 CR.P.C. No. - 9437 of 2020

Applicant :- Saban Kumar Pandey And 3 Others
Opposite Party :- State of U.P.
Counsel for Applicant :- Ashish Kumar Gupta,Sudhanshu Narain
Counsel for Opposite Party :- G.A.,Ashutosh Mishra

Hon'ble Siddharth,J.

Heard learned counsel for the applicants, Shri Sudhansu Pandey, holding brief of Shri Ashutosh Mishra, learned counsel for the informant and learned A.G.A, through Video Conferencing.

The instant anticipatory bail application has been filed on behalf of the applicants,Saban Kumar Pandey, Bhoda Pandey, Tej Pandey, Buchan Pandey with a prayer to release them on bail in Case Crime No. 108 of 2018, under Sections-419,420 IPC, Police Station- Sukhpura District-Ballia, during pendency of trial.

The offences alleged are prima facie made out from the allegations in the FIR.

However, in view of the entirety of facts and circumstances of the case, it is directed on the request of learned for the applicants that in case the applicants appear and surrender before the court below within 60 days from today and applies for bail, his prayer for bail shall be considered and decided as per the settled law laid by this Court in the case of **Amrawati and another Vs. State of U.P. reported in 2004 (57) ALR 290as well as judgement passed by Hon'ble Apex Court reported in 2009 (3) ADJ 322 (SC) Lal Kamlendra Pratap Singh Vs. State of U.P.**

Till then no coercive action shall be taken against the applicants.

However, in case, the applicants do not appear before the court below within the aforesaid period, coercive action shall be taken against them.

It is made clear that the applicant will not be granted any further time by this court for

surrendering before the court below as directed above.

With the aforesaid directions, this application is finally disposed of.

Order Date :- 17.12.2020
Atul kr. sri.

Digitally signed by JUSTICE SIDDHARTH
Date: 2020.12.18 11:33:53 IST
Reason: Document Owner
Location: High Court of Judicature at Allahabad