SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			UKHC010187972026 **BA1/1776/2026** Ravi Kumar Gupta --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Lalit Sharma and Mr. Ankur Sharma, Advocate for the applicant. 2. Mr. Rakesh Joshi, A.G.A. for the State. 3. The applicant, who is in judicial custody in connection with FIR/Case Crime No. 405 of 2026, under Sections 2(b)(i), 2(b)(iii)/3 of the U.P. Gangsters and Anti-Social Activities (Prevention) Act, 1986, registered at P.S.-Rishikesh, District Dehradun, has sought his release on bail. 4. At the very outset, learned Counsel for the applicant has drawn attention of this Court to Rule 5(3)(c) of U.P. Gangsters and Anti-Social Activities (Prevention) Act, 1986, as per which, 'the gang-chart shall not mention those cases in which acquittal has been granted by the Special Court or in which the final report has been filed after the investigation, however, the gang-chart shall not be approved without the completion of investigation of the base case'. It is further submitted by learned counsel for the applicant that the base cases are mentioned in the gang chart; that the gang-chart has been prepared without application of mind inasmuch in respect of Case Crime No. 340/2026, Case

			Crime No. 265/2026 and the remaining cases, investigation is still going on and chargesheet has yet not been filed. On this basis, it is submitted that these three cases should not have been considered at the time of preparing the gang-chart. It is also submitted that provisions of Gangsters Act could not have been invoked against the applicant and as such applicant is languishing in jail since 29.08.2026, thus, the applicant is entitled to be enlarged on bail. 5. Learned State Counsel, on the other hand, has vehemently opposed the bail application. 6. State was granted time to seek instructions in the matter. After seeking instructions, today, learned State Counsel submits that they have filed a counter-affidavit in which aforementioned factual averments have been admitted. 7. Heard learned counsel for the parties and perused the records. 8. Having considered the submissions, under the facts and circumstances of the case and also considering the fact that gang chart has been prepared in violation of Rule 5(3)(c) of the U.P. Gangsters and Anti-Social Activities (Prevention) Rules, 2021 and as such, applicant is languishing in jail since 29.08.2026, this Court is of the view that it is a case fit for bail and the applicant deserves to be enlarged on bail. 9. The bail application is allowed. 10. Let the applicant be released on bail, on executing personal bond and furnishing two reliable sureties, each of like amount, to the satisfaction of Court concerned, subject the following conditions:- "i) The applicant shall attend the trial Court regularly, and, he will not seek any unnecessary adjournment.

ii) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of this case.

iii) The applicant shall not leave India without any prior permission of the trial Court."

11. It is clarified that if the applicant misuses or violates any of the conditions, imposed upon him, the prosecution will be free to move the court for cancellation of bail.

(Alok Mahra J.)
26.11.2026

Ujjwal