HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 4087 of 2026

Kanchan Porwal

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Fakharul Islam Jafri, Sadrul Islam Jafri, Sr. Advocate
Counsel for Opposite Party(s)	:	G.A.

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Sri N.I. Jafri, learned Senior Advocate assisted by Sri Asif Ahmad, learned counsel for the applicant, Sri R.P. Patel, learned State Law Officer and perused the material placed on record.

3. Applicant seeks bail in Case Crime No. 09 of 2023, under Sections 419, 420, 467, 468, 471, 474, 120-B, 406, 506 IPC, Police Station Chaurichaura, District Gorakhpur, during the pendency of trial.

4. Learned counsel for the applicant has argued that the applicant is absolutely innocent. The allegations are per se false. She is the homemaker and has been falsely implicated by the co-accused person, who happens to be her husband. The wrecker-in-chief and the main accused person, if any, is the husband and not the applicant, as such, she is entitled for bail. A joint account was opened in the name of the applicant as well her husband but being a rustic person, she had no knowledge of the deeds committed by him., as such, the case of the husband, Kanchan Porwal, stands distinguished, as such, the applicant is entitled for bail.

5. Learned counsel for the applicant has further argued that there is no criminal history of the applicant. The applicant is languishing in jail since 29.9.2025 and she is ready to cooperate with trial. In case, the applicant is released on bail, she will not misuse the liberty of bail.

6. Learned State Law Officer has vehemently opposed the bail application.

7. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties, the evidence on record, taking into consideration the fact that the case of the husband, Kanchan Porwal, stands distinguished from that of the applicant and without expressing any opinion on the merits of the case, *prima facie* the Court is of the view that the applicant has made out a case for bail. The bail application is **allowed**.

8. Let the applicant- **Kanchan Porwal,** involved who is involved in aforementioned case crime be released on bail on her furnishing a personal bond and two sureties each in the like amount to the satisfaction of the court concerned subject to verification of sureties, with the condition that she shall not tamper with evidence or intimidate witnesses and shall appear before the trial court as required.

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

10. It is made clear that observations made in granting bail to the applicant shall not in any way affect the learned trial Judge in forming his independent opinion based on the testimony of the witnesses.

(Krishan Pahal,J.)

October 27, 2026
Shalini

Digitally signed by :-
SHALINI JAISWAL
High Court of Judicature at Allahabad