HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 1152 of 2026

Prateek Agarwal

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Vikash Bhatnagar
Counsel for Opposite Party(s)	:	G.A., Utkarsh Khanna

Court No. - 71

HON'BLE VIVEK KUMAR SINGH, J.

1. Heard Sri Vikash Bhatnagar, learned counsel for the applicant, Sri Utkarsh Khanna, learned counsel for the complainant, learned A.G.A. for the State and perused the record.

2. The applicant- Prateek Agarwal was granted interim anticipatory bail in the present case by this Court vide order dated 05.02.2026. The said order is quoted herein below:

> *"1. Heard Sri Shashank Tiwari, Advocate, holding brief of Sri Vikas Bhatnagar, learned counsel for the applicant, Sri Utkarsh Khanna, learned counsel for the first informant, Sri Ashish Kumar Tripathi, learned A.G.A. for the State and perused the record.*
>
> *2. The present application has been moved seeking anticipatory bail in Complaint Case no.39120/9 of 2023 under Section 406 IPC, Police Station Nai Mandi, District Muzaffarnagar with the prayer that in the event of arrest, the applicant may be released on bail.*
>
> *3. It is contended by learned counsel for the applicant that applicant is facing prosecution in a complaint case for offence under section 406 IPC and chargesheet in the case has already been filed. It is further submitted that applicant was never served with any summon or bailable warrant and now NBW have been issued against him.*
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> *4. On the other hand, learned counsel for the first informant opposed the prayer for grant of anticipatory bail and submits that applicant has already withdrawn his application filed under section 482 Cr.P.C.*
>
> *5. Learned A.G.A. submits that he has not received instructions in the matter as yet.*

6. Considering the facts and circumstances of the case and without expressing any opinion on the merits of the case, let the applicant Prateek Agarwal in the event of his arrest, be released on interim anticipatory bail on his furnishing a personal bond of Rs. 50,000/- with two sureties each in the like amount to the satisfaction of the Court concerned till 16.2.2026 with the following conditions :-

(i) The applicant shall not tamper with evidence and that he would appear before the trial Court on the date fixed unless exempted by the Court concerned;

(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/her/them from disclosing such facts to the Court or to any police officer;

(iii) The applicant would co-operate during trial and would not misuse the liberty of bail.

(iv) The applicant shall not leave India without prior permission of the Court concerned.

7. In default of any of the conditions, the prosecution shall be at liberty to file appropriate application for cancellation of the interim anticipatory bail granted to the applicant.

8. Put up this case as fresh on 16.2.2026 at 02.00 p.m. 9. In the meantime, learned AGA is directed to obtain instructions in the matter by the next date fixed."

4. Earlier interim anticipatory bail was granted to the applicant vide order dated 05.02.2026 and in pursuance of aforesaid order, the applicant is regularly appearing before the learned trial court which is clear from perusal of order sheet appended in the supplementary affidavit dated 16.08.2026. The applicant is regularly appearing before the learned trial court, therefore, there is no requirement of custodial interrogation of the applicant.

5. In view of above, the interim anticipatory bail granted to the applicant vide order dated 05.02.2026 is hereby made **absolute**. The applicant will remain on anticipatory bail till conclusion of trial in Complaint Case No.39120/9 of 2023, under Section 406 I.P.C., Police Station Nai Mandi, District Muzaffarnagar, on the same terms and conditions as given in the order dated 05.02.2026 passed by this Court.

6. The anticipatory bail application stands **allowed**.

7. In default or misuse of any of the conditions mentioned in the order dated 05.02.2026, the complainant would be at liberty to file appropriate application for cancellation of anticipatory bail granted to the applicant, before the concerned court.

(Vivek Kumar Singh,J.)

November 2, 2026
Radhika

Digitally signed by :-
RADHIKA VISHWAKARMA
High Court of Judicature at Allahabad