2026:AHC:227431

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 2257 of 2026

Harish

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Rajeev Sen
Counsel for Opposite Party(s)	:	G.A.

Court No. - 71

HON'BLE VIVEK KUMAR SINGH, J.

1. Heard learned counsel for the applicant, learned counsel for the informant and learned A.G.A. for the State and perused the record.

2. The applicant-Harish was granted interim anticipatory bail in the present case by this Court vide order dated 10.03.2026. The said order is quoted herein below:

> *" 1. Heard Sri Rajiv Sen, learned counsel for the applicant, Sri Manoj Gautam, learned A.G.A. for the State and perused the record.*
>
> *2. The present application has been moved seeking anticipatory bail in Case Crime no. 165 of 1992 under Sections 395, 412 IPC, Police Station Kavinagar, District Ghaziabad 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 name of the applicant surfaced in the confessional statement of co-accused Indrajit. It is further submitted that applicant was never served with any summon, bailable warrant or non bailable warrant and now process of proclamation has been issued against him and he is ready and willing to co-operate in the trial.*
>
> *4. On the other hand, learned A.G.A. opposed the prayer for grant of anticipatory bail and submits that applicant has remained absconding since 2001 and he is not co-operating in the trial.*

5. Name of the applicant surfaced in the confessional statement of co-accused Indrajit and it is submitted that applicant was never served with any summon, bailable warrant or non bailable warrant and now process of proclamation has been issued against him.

6. Considering the facts and circumstances of the case and without expressing any opinion on the merits of the case, let the applicant Harish 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 08.4.2026 with the following conditions:-

(i) The applicant shall not tamper with evidence and shall appear before the trial Court either in person or through counsel on each and every date fixed unless exempted by the Court concerned and shall not seek any undue adjournment;

(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 08.4.2026 in top 20 cases. 9. Applicant is directed to file supplementary affidavit annexing certified copies of the entire ordersheet of the learned trial court by the next date fixed."

3. Earlier interim anticipatory bail was granted to the applicant vide order dated 10.03.2026 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 along with supplementary affidavit 20.07.2026. The applicant is regularly appearing before the learned trial court, therefore, there is no requirement of custodial interrogation of the applicant.

4. In view of above, the interim anticipatory bail granted to the applicant vide order dated 10.03.2026 is hereby made absolute. The applicant will remain on anticipatory bail till conclusion of trial on the same terms and conditions as given in the order dated 10.03.2026 passed by this Court.

5. The anticipatory bail application stands allowed.

6. In default or misuse of any of the conditions mentioned in the order dated 10.03.02026 the Public Prosecutor/ Investigating Officer/ first informant-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
Nitendra

Digitally signed by :-
NITENDRA TIWARI
High Court of Judicature at Allahabad