HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 11353 of 2026

Ankit Gupta

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ankit Kapoor
Counsel for Opposite Party(s)	:	Chandrachud Pandey, G.A.

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Sri Ankit Kapoor, learned counsel for the applicant, Sri Chandrachud Pandey, learned counsel for the informant, Ms. Ifrah Islam, learned State Law Officer for the State and perused the material placed on record.

3. Applicant seeks bail in Case Crime No.49 of 2024, under Sections 363, 364A, 201, 302, 34 I.P.C. Police Station Airwa Katra, District Auraiya, during the pendency of trial.

4. Learned counsel for the applicant has argued that the applicant is absolutely innocent and has been falsely implicated in the present case. His name has come up in the confessional statement of the co-accused, which has no evidentiary value in the eyes of law. The role of the applicant is on a different footing from that of the main accused persons, namely, Awadhesh Kumar Mishra, Deepak, Jatin and Ravi Kumar. There is no previous criminal history of the applicant, except for two cases foisted upon him, one under the Arms Act and the other under the U.P. Gangsters Act. The applicant is in jail since 25.03.2024 and undertakes to cooperate with the trial and not misuse the liberty of bail.

5. Learned counsel for the informant and learned State Law Officer have vehemently opposed the bail application but the submissions raised by the learned counsel for the applicant could not be disputed.

6. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties, the evidence on record, taking into consideration the role assigned to the applicant and the fact that his name has come up in the confessional statement of the co-accused, which has no evidentiary value, 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**.

7. Let the applicant- **Ankit Gupta**, be released on bail in the aforementioned case crime on furnishing a personal bond and two sureties to the satisfaction of the court concerned, subject to verification of sureties, with the conditions that he shall not tamper with evidence or intimidate witnesses and shall appear before the trial court as required.

8. Breach of any condition shall entail cancellation of bail. The observations herein shall not affect the trial on merits.

(Krishan Pahal,J.)

October 23, 2026
(Ravi Kant)

Digitally signed by :-
RAVI KANT
High Court of Judicature at Allahabad