2026:AHC:212507

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 23999 of 2025

Jhi Ying Bodhisatwa

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s) : Sandeep Kumar Srivastava, Surendra Mohan Mishra

Counsel for Opposite Party(s) : G.A., R.P.S. Chauhan

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Ms. Stuti Tripathi, Advocate holding brief of Sri Sandeep Kumar Srivastava, learned counsel for the applicant, Sri Sanjeev Singh, learned Additional Advocate General assisted by Sri Abhishek Mishra, learned AGA for the State and perused the material placed on record. Learned counsel for the informant is not present.

3. Applicant seeks bail in Case Crime No.19 of 2025, under Section 14(B) of Foreigners Act, Police Station- Mohana, District-Siddharth Nagar, 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. The allegations levelled against the applicant are *per se* false. He inadvertently entered India and was apprehended at the India-Nepal border. He is ready and willing to return to his native place. It is further submitted that the applicant has not committed any seditious act whatsoever and, therefore, deserves to be enlarged on bail. The applicant has no criminal history and is in jail since 31.1.2025. He undertakes to cooperate with the trial and not misuse the liberty of bail.

5. Learned Additional Advocate General has 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, 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- **Jhi Ying Bodhisatwa**, 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.

9. It is clarified that the pendency of the instant case shall not, in itself, be an impediment to the deportation of the applicant to his native place, in accordance with law.

(Krishan Pahal,J.)

October 8, 2026
Vikas Verma

Digitally signed by :-
VIKAS VERMA
High Court of Judicature at Allahabad