HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 20334 of 2026

Mukhram Chaudhari

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Raghvendra Pratap Rajan
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. At the very threshold, Sri Raghvendra Pratap Singh, learned counsel for applicant submits that case crime number could not be mentioned in the application. He may orally prayed for the amendment for the same.

2. Allowed.

3. The necessary amendment be carried out during the course of the day and countersigned by the Bench Secretary of the Court.

4. Sri Singh, learned counsel for accused applicant is appearing through High Court Legal Services Committee. Learned counsel for applicant has hands up the copy of details of criminal history provided by Secretary, District Legal Services Authority, Basti, which was received to the High Court Legal Services Committee by way of e-mail, the same is taken on record.

5. Learned AGA for State is present.

5A. The present bail application has been moved by the applicant accused- **Mukhram Chaudhari** to enlarge him on bail in Case Crime No. 156 of 2025, under Sections 317(2), 317(4) of BNS, P.S.- Dubauliya, District- Basti, during the pendency of trial.

6. It is the contention of learned counsel for applicant that the accused applicant has been arrested by police along with co-accused and there were recovery of three motorcycles, Rs. 5,300/- cash, inverter, battery, smart phone, keypad, power bank, adopter, data cable, 25 packets Jarda,

23 packet Cigarette, 15 packet tobacco, 16 packet Pukar, 28 packet supari etc. It is on the basis of disclosure statement of accused applicant that he has been made an accused in this case. The arrested and recovery has been made in the absence of independent witness. The accused applicant has 18 criminal history, which has been shown in the chart sent by the Secretary, District Legal Services Authority, Basti. The accused applicant has been convicted in two cases on confession. Two cases has been decided. In one case, he has been convicted and in others trial are pending. It is further contended that the charge sheet is submitted, the trial in the present case is still at the nascent stage. The accused applicant is languishing in jail since 03.08.2025. He seeks enlargement of accused on bail.

7. Learned A.G.A. for State opposed the bail application.

8. This Court has taken into consideration the rival submissions made by learned counsel for the parties and perused the record.

9. Considering the arrest and recovery has been made in the absence of independent witness and trial is still at the nascent stage, the accused/applicant is entitled to be released on bail.

10. Hence, without touching merit of the case, the bail application is **allowed**.

11. The accused/applicant be released on bail in the aforesaid case on furnishing a personal bond and two sureties each in the like amount to the satisfaction of court concerned in view of observation made by the Supreme Court in its dictums of **Girish Gandhi Vs. State of Uttar Pradesh [(2024) 10 SCC 674] and Policy Strategy for grant of bail in re [(2024)10SCC 685].**

12. The accused-applicant shall cooperate in judicial process for fair and speedy disposal.

(Avnish Saxena,J.)

November 2, 2026
Sharad/-

Digitally signed by :-
SHARAD KUMAR SRIVASTAVA
High Court of Judicature at Allahabad