HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 28447 of 2026

Pradeep Pal

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Aman Kumar, Pandey Balkrishna
Counsel for Opposite Party(s)	:	G.A., Manaal Afroz

Court No. - 64

HON'BLE VIVEK VARMA, J.

1. Heard learned counsel for the applicant, Sri N.K. Sharma, learned A.G.A. for the State and Ms. Manaal Afroz, counsel for the informant. Perused the record.

2. The present bail application has been filed with a prayer to enlarge the applicant on bail in Case Crime No. 162 of 2026, under Sections 69 B.N.S., and 67a of I.T. Act, Police Station- Dullahpur, District- Ghazipur during pendency of the trial.

3. Counsel for the applicant submits that the applicant has been falsely implicated in the present case. The applicant has neither circulated nor made viral any indecent photograph of the victim. Further, during course of trial, the informant was examined as PW-1 and the victim was examined as PW-2. Both the prosecution witnesses have not supported the prosecution case and have been declared hostile by the trial court vide orders dated 9.10.2026 and 14.10.2026. The testimonies of both the prosecution witnesses are collectively annexed as Annexure S.A.-1 to the supplementary affidavit. The applicant is in jail since 23.6.2026 having no criminal history. In case he is enlarged on bail, he will not misuse the said liberty.

4. Counsel for the informant does not dispute the submissions advanced by counsel for the applicant and submits that the informant has no objection, if the applicant is released on bail.

5. Learned A.G.A. for the State opposed the prayer for bail but could not

satisfactorily dispute the aforesaid submissions from the record.

6. Having heard counsel for the parties and having perused the record, this Court prima facie finds that during course of trial, the informant was examined as PW-1 and the victim was examined as PW-2. Both the prosecution witnesses have not supported the prosecution case and have been declared hostile by the trial court. The applicant has no criminal antecedents. Further the applicant has presently remained confined for more than four months and there is no hope of early conclusion of trial, more so when no reasonable apprehension has been brought to the fore by the State that the applicant, if enlarged on bail, would either tamper with the evidence or intimidate the witness, without commenting on the merits of the case, I am of the opinion that the applicant is entitled to be enlarged on bail.

7. Let the applicant, **Pradeep Pal** involved in the aforesaid case be released on bail on his furnishing a personal bond and two sureties each of the like amount to the satisfaction of court concerned on the following conditions that:

i. the applicant shall not tamper with the prosecution evidence;

ii. the applicant shall not pressurize the prosecution witness;

iii. the applicant shall appear on each and every date fixed by the trial court.

8. In case of breach of any of the above conditions, the prosecution shall be at liberty to move bail cancellation application before this Court.

(Vivek Varma,J.)

November 2, 2026
S.S.

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