HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL CANCELLATION APPLICATION No. - 298 of 2026

Zoya

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Birendra Singh Khokher
Counsel for Opposite Party(s)	:	G.A.

Court No. - 64

HON'BLE VIVEK VARMA, J.

1. Heard learned counsel for the applicant and Sri Nagendra Kumar Mishra, learned Brief Holder for the State. Perused the material available on record.

2. By means of the present application, the applicant/ informant seeks cancellation of the bail granted to the opposite party no. 2 vide order dated 07.05.2026 passed by the Sessions Judge in Bail Application No.444 of 2026 (Imraan Vs. State of U.P.) arising out of Case Crime No.156 of 2026, under Sections 69 and 351(2) B.N.S., Police Station Kairana, District Shamli.

3. Counsel for the applicant submits that, after being enlarged on bail, opposite party no.2 has misused the liberty granted to him, violated the terms and conditions of bail and threatened the applicant. In this regard, the applicant is stated to have submitted a representation dated 08.06.2026 before the Superintendent of Police, followed by another representation dated 27.06.2026 before the District Magistrate, Shamli. On the basis of the aforesaid allegations, it is contended that the bail granted to opposite party no. 2 is liable to be cancelled.

4. Per contra, learned AGA has opposed the application.

5. Having heard counsel for the applicant and learned AGA for the State, this Court prima facie finds that mere bald and unsubstantiated allegations that opposite party no. 2, after being enlarged on bail, misused the liberty granted to him by extending threats to the applicant, cannot, by themselves, constitute sufficient grounds for cancellation of bail. It is also noteworthy that no submission has been advanced assailing the order granting bail on its

merits.

6. It is a trite proposition of law that the power to cancel the bail must be exercised with great care and circumspection, as cancellation of bail deprives a person of the liberty already secured under a judicial order. Bail, once granted, ought not to be cancelled lightly or in a mechanical manner. Very cogent and overwhelming circumstances are necessary to warrant cancellation of bail such as misuse of liberty, breach of bail conditions, tampering with evidence, intimidation of witnesses, or an attempt to evade the process of law. In the instant case, except for the bald allegations made by the applicant, no supervening circumstance have been brought on record, warranting interference by this Court.

7. In view of the aforesaid, the instant bail cancellation application lacks merit and is accordingly, dismissed.

October 29, 2026
SKT/-

(Vivek Varma,J.)

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