2026:AHC:227613

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 31404 of 2026

Jarman Singh

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s) : Aman Ahsan, Shivam Yadav, Uma Yadav

Counsel for Opposite Party(s) : G.A.

Court No. - 65

HON'BLE SAMEER JAIN, J.

1. Heard Sri Akhilesh Kumar Singh, learned Senior Counsel assisted by Sri Ajay Yadav, learned counsel for the applicant and Sri R.N. Srivastava, learned AGA for the State.

2. The instant bail application has been filed seeking release of the applicant on bail in Case Crime No.296 of 2026, under Section 103(1) BNS, Police Station Shikohabad, District Firozabad, during pendency of the trial.

3. Learned counsel for the applicant submits, however applicant is named in the FIR but it is a case of circumstantial evidence and name of applicant has been disclosed in the FIR on the basis of suspicion.

4. He next submits, during investigation I.O. recorded the statements of two witnesses Ratnesh and Vipnesh and they stated that on the date of incident they witnessed the applicant while he was passing in haste near the house of deceased. He next submits, as per prosecution when applicant was arrested the alleged weapon used in the crime (*sabbal*) was recovered on his pointing out. He further submits, except above evidence there is no other evidence against applicant on record.

5. He next submits, in absence of any other corroborative evidence merely on the basis of above evidence prima facie it cannot be said that applicant committed the alleged offence specially considering the fact that alleged

recovery of weapon has been made from an open place which was accessible to all and even till date the alleged recovered weapon could not be connected with the instant crime.

6. He further argued, applicant is not having any previous criminal history and in the present matter he is in jail since 20.04.2026 i.e. for last more than six months.

7. Per contra, learned AGA however opposed the prayer for bail but could not dispute the arguments on facts advanced by learned counsel for the applicant.

8. I have heard both the parties and perused the record of the case.

9. However, applicant is named in the FIR but it is a case of circumstantial evidence. It further reflects, on the basis of suspicion he has been made accused in the FIR of the present case. Record also suggests, however during investigation two witnesses stated that they witnessed the applicant while he was passing in haste near the house of the deceased and even as per prosecution, on his pointing out the weapon (*sabbal*) used in the instant crime was also recovered but in considered view of this Court, in absence of any other corroborative evidence merely on the basis of above evidences prima facie it cannot be said that applicant committed the murder of deceased specially considering the fact that alleged recovered *sabbal* till date could not be connected with the instant matter. Further, even the alleged *sabbal* was recovered from an open place which was accessible to all.

10. Further, applicant is not having any previous criminal history and in the present matter he is in jail for last more than six months.

11. Therefore, considering the facts and circumstances of the case discussed above, in my view, applicant is entitled to be released on bail.

12. Accordingly, without expressing any opinion on the merits of the case, the instant bail application is allowed.

13. Let the applicant - **Jarman Singh** 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 the court concerned with the following conditions:-

(i) The applicant shall appear before the trial court on the dates fixed, unless his personal presence is exempted.

(ii) The applicant shall not directly or indirectly, make inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or any police officer or tamper with the evidence.

(iii) The applicant shall not indulge in any criminal and anti-social activity.

14. In case of breach of any of the above condition, the prosecution will be at liberty to move an application before this Court for cancellation of the bail of the applicant.

15. It is clarified that the observations made herein are limited to the facts brought in by the parties pertaining to the disposal of bail application and the said observations shall have no bearing on the merits of the case during trial.

(Sameer Jain,J.)

November 2, 2026
Shahroz

Digitally signed by :-
SHAHROJ ALAM
High Court of Judicature at Allahabad