2026:AHC:208901

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 38588 of 2026

Imaran

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Nirvikalp Pandey, Prarabdha Pandey
Counsel for Opposite Party(s)	:	G.A.

Court No. - 76

HON'BLE SAURABH SRIVASTAVA, J.

1. Heard Mr. Prarabdha Pandey, learned counsel for applicant and learned AGA for State.

2. Present application has been preferred with prayer to direct the learned court concerned to accept a personal bond and two sureties in all 17 cases (mentioned in the prayer clause) in which applicant has already been extended bail.

3. During course of argument, a precise query has been raised before learned counsel for applicant that whether applicant has ever preferred same personal bond along with two same sureties in all the cases wherein he has been enlarged on bail and if so, whether there is a specific denial from learned trial court in shape of asking separate sureties for separate cases. In response to the query, learned counsel for applicant fairly submitted that applicant has never preferred any bail bond in pursuance to any of aforesaid cases in which he has been enlarged on bail and there is no specific denial from learned trial court concerned.

4. In view of the aforementioned discussions and after perusing the records, this Court finds that no prejudice has been caused to applicant as he never intended to prefer bail bonds in pursuance to first bail order to the last bail order granted in his favour, which are consecutively 17 in numbers, but at no point of time he intended to prefer bail bonds and as such there is hardly any denial available in record with regard to two surety in each and every bail bond. Hence, no cause of action arises in favour of applicant to pursue the instant application.

5. In view thereof, applicant is hereby directed to prefer an application before learned concerned court seeking the same prayer as sought through the instant application within **15 days** from today, which shall be decided by learned court concerned within **next 15 days** in light of judgement rendered by Hon'ble Apex Court in cases of **Hani Nishad @ Mohammad Imran @ Vikky Vs. State of U.P., [decided on 29.10.2018 in Petition(s) for Special Leave to Appeal (Crl.) No. 8914-8915 of 2018], Girish Gandhi vs. State of U.P. and others [2024 INSC 617, decided on 22.08.2024]**.

6. The instant application stands **disposed of**, accordingly.

October 6, 2026
Saif

(Saurabh Srivastava,J.)

Digitally signed by :-
SHAIKH SAIF ABDIN
High Court of Judicature at Allahabad