2026:AHC:227534

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 33370 of 2026

Vikas Singh

.....Applicant(s)

Versus

State Of U.P. And 3 Others

.....Opposite Party(s)

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

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised. As informed by learned State Law Officer, notice to the informant has been served on 9.9.2026 but none is present on behalf of the informant.

2. Heard Sri Bipin, learned counsel for the applicant and Sri Yogesh Mishra, learned State Law Officer and also perused the material placed on record.

3. Applicant seeks bail in **Case Crime No.** 340 of 2026, **under Sections** 137(2), 61(1) of BNS and **Sections** 5(j)(ii)/6 of POCSO Act, **Police Station** - Sector- 39, **District** - Gautam Buddha Nagar, during the pendency of trial.

4. Learned counsel for the applicant contends that the applicant has been falsely implicated in the matter. The victim is the consenting party as is evident from her statement recorded u/s 183 BNSS. It is urged that the victim appears to be major, although as per her own statement, she is 17 years of age. It is further contended that the applicant himself is a youth of 22 years and that a matter of a consensual relationship has been given a criminal colour. Furthermore, the applicant has no criminal history to his credit and has been in judicial custody since 27.07.2026.

5. Considering the facts and circumstances of the case, the submissions advanced by the learned counsel for the parties, the nature of the offence, the severity of the punishment, and also keeping in view the consensual nature of the relationship as emerging from the victim's statement recorded u/s 183 of BNSS, the tender age of both the victim and the applicant, the clean criminal antecedents of the applicant, and the period of incarceration already

undergone, this Court *prima facie* finds it a fit case to release the applicant on bail.

6. Accordingly, the bail application is **allowed**. Let the applicant- **Vikas Singh,** be released on bail on furnishing a personal bond and two sureties to the satisfaction of the court concerned, subject to verification of sureties, with the conditions that he shall not tamper with evidence or intimidate witnesses and shall appear before the trial court as required.

7. Breach of any condition shall entail cancellation of bail. The observations herein shall not affect the trial on merits.

November 2, 2026
Siddhant

(Krishan Pahal,J.)

Digitally signed by :-
SIDDHANT SAHU
High Court of Judicature at Allahabad