2026:AHC:208537

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 33657 of 2026

Amit

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ashutosh Gupta, Vandana Gupta
Counsel for Opposite Party(s)	:	G.A.

Court No. - 68
(Sr. No.96 out of 186)

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Sri Ashutosh Gupta, learned counsel for the applicant, Sri Prabha Shanker Chaturvedi, learned counsel for the informant, Sri Rajendra Prasad Singh, learned State Law Officer for the State and perused the material placed on record.

3. Applicant seeks bail in Case Crime No.475 of 2026, under Sections 191(2), 191(3), 190, 109(1) B.N.S., Police Station- Jait, District- Mathura during the pendency of trial.

4. Learned counsel for the applicant has argued that the applicant is not named in the FIR and has been falsely implicated in the present case. His name has come up for the first time in the statement of the injured person recorded by the Investigating Officer under Section 180 of the BNSS, that too on 07.07.2026, i.e., two days after the incident, as an afterthought. Even otherwise, the prosecution story is not corroborated by the injury report, as the injured person has sustained only one gunshot injury. The applicant has no criminal history and is in jail since 10.07.2026. He undertakes to cooperate with the trial and not misuse the liberty of bail.

5. Learned counsel for the informant and learned State Law Officer have vehemently opposed the bail application but the submissions raised by the learned counsel for the applicant could not be disputed.

6. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties, the evidence on record, and without expressing any opinion on the merits of the case, *prima-facie* the Court is of the view that the applicant has made out a case for bail. The bail application is **allowed**.

7. Let the applicant- **Amit**, be released on bail in the aforementioned case crime 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.

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

(Krishan Pahal,J.)

October 6, 2026
(Ravi Kant)

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