2026:AHC:211768

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 34000 of 2026

Mohd Akil

.....Applicant(s)

Versus

State Of U.P. Through Principal Secretary (Home) U.P. At Lucknow

.....Opposite Party(s)

Counsel for Applicant(s)	:	Sudhanshu Kumar Mishra
Counsel for Opposite Party(s)	:	G.A.

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised. Supplementary affidavit filed today is taken on record.

2. Heard Sri Sudhanshu Kumar Mishra, learned counsel for the applicant, Sri D. K. Singh, learned A.G.A. for the State and perused the material placed on record.

3. Applicant seeks bail in Case Crime No. 46 of 2026, under Sections 318(4), 319(2), 336(3), 338, 61(2), 3(5) of BNS, Section 42 of the Indian Telecommunication Act, 2023 and Section 66 C and 66 D of the Information Technology Act, 2008, Police Station Cyber Crime, District Maharajganj, during the pendency of trial.

4. Learned counsel for the applicant has argued that the applicant is absolutely innocent and has been falsely implicated in the present case. Three inactive sims are said to have been recovered from the applicant but the said recovered sims were not used anywhere. The applicant has explained the criminal history. He is in jail since 18.07.2026. He undertakes to cooperate with the trial and not misuse the liberty of bail.

5. Learned A.G.A./State Law Officer has 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, taking into consideration the fact that the recovered sims were not used by the applicant anywhere and that the applicant has explained the criminal history, 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- Mohd Akil, 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 8, 2026
RavindraKSingh

Digitally signed by :-
RAVINDRA KUMAR SINGH
High Court of Judicature at Allahabad