HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 10563 of 2026

Nadeem Khan

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	A.G.Karunakar, Ritesh Kumar Shukla
Counsel for Opposite Party(s)	:	G.A.

Court No. - 71

HON'BLE VIVEK KUMAR SINGH, J.

1. Heard Sri A.G. Karunakar, learned counsel for the applicant, Sri Nitesh Kumar Srivastava, learned A.G.A. for the State and perused the record.

2. The present anticipatory bail application has been filed on behalf of the applicant in Case Crime No. 492 of 2025, under Sections 190, 191(2), 191(3), 221, 223, 302, 109, 132, 352, 351(2), 351(3) of the B.N.S., Police Station-Kotwali, District-Bareilly, with a prayer to enlarge him on anticipatory bail, till the conclusion of the trial, as the applicant apprehends his arrest in the aforesaid case.

3. The learned counsel for the applicant states that the applicant has been falsely implicated in the present case. He seeks anticipatory bail on the following grounds :-

i. The F.I.R. was lodged by the police against 15 named and 450 unnamed accused persons. The applicant is named in the F.I.R.

ii. Similarly situated co-accused Afzal Quraishi has been granted anticipatory bail by this Court in Criminal Misc. Anticipatory Bail Application u/s 482 No. 5018 of 2026 vide order dated 22.05.2026 and co-accused Waliuddin has been granted anticipatory bail by this Court in NABAIL No.6021 of 2026. The case of the applicant stands on a similar footing to that of the co-accused.

iii. The applicant has been falsely implicated by the police in 13 criminal cases all relating to the so called 'Bareilly riots'. Prior to the alleged incident, he was implicated in 8 cases.

iv. The applicant is not a previous convict.

4. Learned A.G.A. has opposed the prayer for grant of anticipatory bail. However, he could not dispute the fact that the case of the applicant stands on a similar footing to that of the co-accused.

5. I have considered the submissions made by the learned counsel for the parties.

6. The case of the applicant stands on a similar footing to that of the co-accused Afzal Quraishi and Waliuddin, who have been granted anticipatory bail by this Court. He is not named in the F.I.R. Apart from co-accused Afzal Quraishi and Waliuddin, several other persons Mohd Naeem Qureshi @ Lali, Mohd. Moveen, Mohd. Faizan, Moin Khan and Mohammad Sajid have been enlarged on anticipatory bail by the Coordinate Benches of this Court. Photocopies of the orders have been placed by the learned counsel for the applicant, which are taken on record.

7. Taking into consideration the entire facts and circumstances of the case, as discussed above, this Court is of the prima facie opinion that the applicant has made out a case for grant of anticipatory bail.

8. The anticipatory bail application of the applicant is **allowed**.

9. In the event of the arrest of the applicant - **Nadeem Khan**, involved in the aforesaid case crime, he shall be released on anticipatory bail, on his furnishing a personal bond and surety in the like amount to the satisfaction of the Station House Officer of the police station/Court concerned, with the following conditions:-

i. The applicant shall make himself available for interrogation by a police officer as and when required;

ii. The applicant shall not, directly or indirectly make any 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 to any police officer;

iii. The applicant shall not leave India without the previous permission of the Court;

iv. The applicant shall not pressurize/intimidate the prosecution witness;

10. In case of breach of any of the above conditions, the Court concerned shall be at liberty to cancel the bail.

11. It is made clear that observations made hereinabove are exclusively for deciding the instant anticipatory bail application and are not to be considered to be an opinion on the merits of the case.

(Vivek Kumar Singh,J.)

October 24, 2026
Radhika

Digitally signed by :-
RADHIKA VISHWAKARMA
High Court of Judicature at Allahabad