2026:AHC:211977

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 34941 of 2026

Mohit Patel

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s) : Praveen Kumar Srivastava, Rajeev Kumar Tiwari

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

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Sri Sudhanshu Pratap Singh, Advocate holding brief of Sri Praveen Kumar Srivastava, learned counsel for the applicant, Sri Anit Kumar Shukla, learned AGA for the State and perused the material placed on record.

3. Applicant seeks bail in Case Crime No.119 of 2026, under sections 109(1), 85, 115(2), 352, 351(3), 324(4) B.N.S. and 3/4 of Dowry Prohibition Act, Police Station- Samthar, District Jhansi, 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. The allegations are *per se* false. The FIR itself is delayed as the offence is said to have been committed between 28.7.2026 and 11.8.2026. There is no medical corroboration of the alleged incident. Even there is no recovery of any video whatsoever. The criminal history assigned to the applicant has been explained. He is in jail since 19.8.2026. He undertakes to cooperate with the trial and not misuse the liberty of bail.

5. Learned AGA 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 delay in institution of FIR coupled with the fact that there is no medical corroboration of the incident and there is no recovery of any video whatsoever, 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- **Mohit Patel**, 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
Vikas Verma

Digitally signed by :-
VIKAS VERMA
High Court of Judicature at Allahabad