2026:AHC:210334

# HIGH COURT OF JUDICATURE AT ALLAHABAD

## CRIMINAL MISC. BAIL APPLICATION No. - 35723 of 2026

Akash

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

| | | |
|---|---|---|
| Counsel for Applicant(s) | : | Akhand Pratap Singh |
| Counsel for Opposite Party(s) | : | G.A. |

**Court No. - 69**

**HON'BLE AVNISH SAXENA, J.**

1. Heard Sri Shubham Singh, learned Advocate, holding the brief, appeared for accused-applicant and learned A.G.A. for State.

2. The present bail application has been moved by the applicant/ accused-**Akash** to enlarge him on bail in Case Crime No. 117 of 2026, under Sections 310(2), 317(3), 3(5), 61(2) BNS, P.S.- Falavada, District-Meerut, during the pendency of trial.

3. It is the contention of learned counsel for applicant that the FIR has been lodged on 02.08.2026 by Sri Deepanshu Rastogi against 3-4 anonymous person with the allegation that while he was going on his scooty, his scooty was robbed by 3-4 persons. Later on , the police on the basis of tip off has arrested the accused/applicant and on his disclosure statement, it is revealed that he was one of the persons, who has robbed the informant. He further submits that there is no recovery of any incriminating article from him. He has criminal history of one case, in which, he is on bail. There is no identification parade of the accused/applicant. The accused applicant is languishing in jail since 22.08.2026. He is cooperating in the investigation, which is continuing. He seeks to be enlarged on bail.

4. Learned A.G.A. for State has opposed the prayer for bail.

5. This Court has taken into consideration the rival submissions made by learned counsel for the parties and perused the record.

6. Considering that the arrest has been made in absence of independent witness except disclosure statement, there is nothing incriminating material against the accused/applicant, the accused/applicant is entitled to be released on bail.

7. Hence, without touching merit of the case, the bail application is **allowed**.

8. The accused/applicant be released on bail in the aforesaid case on furnishing a personal bond and two sureties each in the like amount to the satisfaction of court concerned in view of observation made by the Supreme Court in its dictums of **Girish Gandhi Vs. State of Uttar Pradesh [(2024) 10 SCC 674] and Policy Strategy for grant of bail in re [(2024)10SCC 685]**.

9. The accused-applicant shall cooperate in judicial process for fair and speedy disposal.

**(Avnish Saxena,J.)**

**October 7, 2026**
Shivangi

Digitally signed by :-
SHIVANGI YADAV
High Court of Judicature at Allahabad