2026:AHC:208131

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 35410 of 2026

Shahid Khan @ Shaheeda

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Sudhakar Shukla
Counsel for Opposite Party(s)	:	G.A.

Court No. - 68

(Sr. No. 95 out of 278)

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Sri Sudhakar Shukla, learned counsel for the applicant, Sri Ifrah Islam learned State Officer for the State and perused the material placed on record.

3. Applicant seeks bail in Case Crime No. 45 of 2025, under Sections 191(2), 191(3), 190, 115(2), 352, 351(2), 109(1), 61(2) of B.N.S., Police Station Etmaddaula, District Agra, 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 applicant is not named in the F.I.R. but his has come up in the confessional statement of the co-accused Sachin, which has no evidentiary value in the eyes of law. There is no criminal history of the applicant. The applicant is in jail since 09.08.2026. He undertakes to cooperate with the trial and not misuse the liberty of bail.

5. Learned State Officer has vehemently opposed the bail application but the submissions raised by the learned counsel for the applicants 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, particularly the applicant has not named in F.I.R., the fact that the name of the applicant has come up in the confessional statement of the co-accused, which has no evidentiary value, 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- **Shahid Khan @ Shaheeda**, 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 5, 2026
Suraj Srivastav

Digitally signed by :-
SURAJ SRIVASTAVA
High Court of Judicature at Allahabad