2026:AHC:209979

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 35710 of 2026

Majid Ali

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Prateek Srivastava, Singh Sanjeev Kumar Mahendra Kumar
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. Heard Sri Prateek Srivastava, learned counsel for the accused-applicant and learned A.G.A. for the State.

2. The present bail application has been moved by the accused-applicant **Majid Ali** to enlarge him on bail in Case Crime No. 237 of 2026, under Sections 303(2), 317(2), 317(4) BNS, P.S.- Naraini, District- Banda, during the pendency of trial.

3. It is contended by learned counsel for the accused-applicant that the accused-applicant has been falsely implicated during investigation in F.I.R. dated 01.09.2026 lodged by official of the department of electricity with the allegation that some unknown persons have stolen the 33 KV wire. The applicant, who is a lineman, has already been detained by the department, but he has been shown to be arrested on 02.09.2026. There are inconsistent documents of the prosecution, wherein the initial arrest was shown on 01.09.2026, though, the G.D. Entry at page no.40 clearly shows that the arrest has been made on 02.09.2026 at 4:03 hours. The investigation is continuing. He is cooperating in the investigation. The applicant has no criminal history. The applicant is in jail since 01.09.2026 and hence, the applicant seeks to be released on bail.

4. Learned A.G.A. for State has opposed the prayer for bail of the applicant, but could not dispute the aforesaid facts.

5. This Court has taken into consideration the rival submissions made by

learned counsel for the parties and perused the record.

6. Considered that there is inconsistency in the date of the arrest of the accused-applicant in the records.

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