2026:AHC:211000

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 35961 of 2026

Neelesh Kumar

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Anurag Dubey
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. Heard Sri Anurag Dubey, learned counsel for accused applicant and learned A.G.A. for State.

1A. Learned counsel for the applicant hands up the supplementary affidavit explaining the criminal history, the same is taken on record.

2. The present bail application has been moved by the applicant/ accused- **Neelesh Kumar** to enlarge him on bail in Case Crime No. 1113 of 2017, under Sections 392, 411 IPC, P.S.- Kotwali, District- Mainpuri, during the pendency of trial.

3. It is the contention of learned counsel for applicant that the matter is of 2017, wherein the accused/applicant is on bail in order dated 24.01.2018, he was consistently appearing before the trial court but the trial was not concluded. He could not appear before the trial court on two dates and thereafter he has moved exemption application, which was rejected and NBW has been issued against the accused/applicant. The accused/applicant has surrendered himself on 04.08.2026 and since then he is in jail. He further submits that he is working at Delhi and therefore, he could not appear before the trial court but his counsel kept on appearing. The accused applicant has criminal history of eight cases, wherein in all the cases he is on bail. The accused applicant is languishing in jail since 04.08.2026. The trial is still at nascent stage. He seeks to be enlarged on bail.

4. Learned A.G.A. for State and learned counsel for the informant have 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 matter is of bail jumping and the trial is still at nascent stage, 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 8, 2026
Abhishek Sri.

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