HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 10811 of 2026

Krishna Gopal

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ishwar Chandra Tyagi
Counsel for Opposite Party(s)	:	G.A.

Court No. - 70

HON'BLE RAJIV LOCHAN SHUKLA, J.

1. Heard Learned counsel for the applicant; and Learned A.G.A. for the State.

2. The present anticipatory bail application has been filed on behalf of the applicant in Case Crime No. 74 of 2026, under Sections 318(4), 338, 336(3), 340(2), 61(1), 352 and 351(2) of the B.N.S., 2023, Police Station – Sherkot, District Bijnor, with a prayer to enlarge him on anticipatory bail, as the applicant apprehends his arrest in the aforesaid case.

3. Learned counsel for the applicant has contended that the applicant has been falsely implicated in the present case. He is not named in the FIR. The part of the property in question was purchased by the applicant through a registered sale deed in the year 1998 and then sold through another registered sale deed dated 20.06.2002. The Learned counsel has contended that the FIR has been lodged after almost 24 years of the property having been sold by the applicant. The applicant has no criminal antecedents. The dispute with respect to property arises from an alleged agreement to sell made with the Sherkot Sahkari Awas Samiti and the applicant has no concern with the said Samiti.

4. Learned A.G.A. has opposed the prayer for bail but does not dispute the fact that the applicant has sold the part of the disputed property, purchased by him in 1998, in the year 2002.

5. I have considered the submissions made by the Learned counsel for the parties.

6. The applicant is an old man aged about 65 years having no criminal antecedents. The property supposedly in dispute was purchased by the applicant in 1998 and then sold in the year 2002. The FIR came to be lodged in the year 2026. Prima facie, from the perusal of the averments made in the FIR, the submissions of Learned counsel for the parties, a civil dispute with respect to property appears.

7. Taking into consideration the entire facts and circumstances of the case, as discussed above, I deem it appropriate to enlarge the applicant on anticipatory bail.

8. The anticipatory bail application of the applicant is **allowed**.

9. In the event of the arrest of the applicant- **Krishna Gopal,** involved in the aforesaid case crime, he shall be released on anticipatory bail, on his furnishing a personal bond and surety in the like amount to the satisfaction of the Station House Officer of the police station/Court concerned, with the following conditions:-

i. The applicant shall make himself available for interrogation by a police officer as and when required;

ii. The applicant shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

iii. The applicant shall not leave India without the previous permission of the Court;

iv. The applicant shall not pressurize/intimidate the prosecution witness;

10. In case of breach of any of the above conditions, the Court concerned shall be at liberty to cancel the bail.

11. It is made clear that observations made hereinabove are exclusively for deciding the instant anticipatory bail application and are not to be considered to be an opinion on the merits of the case.

(Rajiv Lochan Shukla,J.)

October 24, 2026
Kushal

Digitally signed by :-
KUSHAL AGRAWAL
High Court of Judicature at Allahabad