HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 37384 of 2026

Ram Ashish

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Amaresh Yadava, Angad Yadav
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. Heard Sri Deepak Singh Yadav, learned advocate, holding the brief, appears for the accused applicant and learned A.G.A. for the State.

2. The present bail application has been moved by the applicant accused-**Ram Ashish** to enlarge him on bail in Case Crime No. 515 of 2026, under Sections 3(5), 318(4), 319(2), 338, 336(3), 340(2) of BNS, P.S.-Dhanghata, District- Sant Kabir Nagar during the pendency of trial.

3. It is the contention of learned counsel for accused applicant that the accused applicant has not been named in FIR dated 19.7.2026 lodged by the informant Chandrawati Devi against four persons with the allegation that she has purchased a land from Kamlesh. The co-accused Somnath @ Somai projected himself as Kamlesh, had executed a sale deed and got it registered. During investigation, the name of the accused applicant has been figured out being one of the marginal witness of the deed and there was a monetary transaction from the account of Yashwant and Rohit Yadav to his account. It is further contended that this transaction was between them not in pursuance to the fraudulent sale deed. The charge sheet has been submitted. The applicant has no criminal history. The applicant is languishing in jail since 6.9.2026. He seeks enlargement of accused on bail.

4. Learned A.G.A. has opposed the bail application.

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 accused applicant is the marginal witness of the sale deed and there is plausible defence that the transaction between the co-accused and the accused applicant is for other reasons, the accused applicant is entitled to be enlarged 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 28, 2026
Krishna*

Digitally signed by :-
KRISHNA KUMAR
High Court of Judicature at Allahabad