HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 37363 of 2026

Guddu @ Manoj

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ajay Kumar
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. Sri Ajay Kumar, learned counsel for the applicant has hands up supplementary affidavit explaining criminal history, the same is taken on record.

1A. Heard Sri Kumar, learned counsel for accused applicant and learned A.G.A. for the State.

2. The present bail application has been moved by the applicant accused-**Guddu @ Manoj** to enlarge him on bail in Case Crime No. 425 of 2026, under Sections 331(4), 305 of BNS, P.S.- Garhmukteshwar, District-Hapur during the pendency of trial.

3. It is the contention of learned counsel for accused applicant that the FIR has been lodged on 14.8.2026 by the informant Kailash against four anonymous persons with the allegation that in the farm house there was theft of inverter and battery. The accused applicant has been arrested in police encounter case wherein on the disclosure statement, the theft was opened. Except the disclosure statement, there is no incriminating material available against him. The charge sheet has been submitted. The applicant has 35 cases criminal history, wherein, in all the cases, he is on bail, the bail orders are annexed. The applicant is languishing in jail since 24.8.2026. 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 arrest and recovery has been made in absence of the independent witness and explained criminal history, 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