HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 10950 of 2026

Ramkishor

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Deepak Kumar, Devidayal Bhartiya
Counsel for Opposite Party(s)	:	G.A., Kunwar Ajay Singh

Court No. - 70

HON'BLE RAJIV LOCHAN SHUKLA, J.

1. Heard, Learned counsel for the applicant, Learned counsel for the informant, Learned A.G.A. for the State and perused the record.

2. The present anticipatory bail application has been filed on behalf of the applicant in Case Crime No. 0262 of 2026, under Sections 308(2), 308(4), 333, 109, 191(2), 115(2), 352, 351(2) BNS, Police Station- Chhibramau, District- Kannauj, with a prayer to enlarge him on anticipatory bail as the applicant apprehends his arrest in the above-mentioned case.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case. The injured-informant is the maternal aunt of the applicant, and there is a dispute regarding the care of the applicant's maternal uncle. Learned counsel further submits that no specific role has been assigned to the applicant and that the F.I.R. was lodged after a delay of five days from the date of occurrence on the basis of concocted allegations. It is further submitted that although one of the injuries sustained by the injured, Satyawati, was an underlying fracture of the fifth rib, the said injury was not dangerous to life. Learned counsel submits that the injury could have been caused by other means, particularly as the medical examination revealed only traumatic swelling and two abraded contusions, apart from the said fracture. Learned counsel further submits that although CCTV footage of the place of occurrence is available, it does not capture the incident in question. It is also submitted that the applicant had visited his maternal uncle on the date of the alleged occurrence along with his minor daughter and that it is highly unlikely that a person would go to demand extortion money while accompanied by his minor daughter. Lastly, learned counsel submits that although two other criminal cases are pending against the applicant, he is not a previous convict.

4. Learned counsel for the informant and the Learned A.G.A. have opposed the prayer for anticipatory bail and have contended that the applicant is the primary accused. The injury suffered by the injured, Satyawati, who is aged about 65 years, was dangerous to life. It was the applicant who had specifically caused the injuries and demanded Rupees 50 lakhs as extortion money. No indulgence should be given to the applicant, and his application for anticipatory bail should be dismissed.

5. I have considered the submissions made by the Learned counsel for the parties and perused the material brought on the record.

6. The F.I.R. has been lodged against four named accused and two unknown persons. A general role of assault using kicks, fists, and sticks has been assigned to all the accused, along with an allegation of a demand of Rupees 50 lakhs as extortion money. During the investigation, CCTV footage was collected by the investigating officer, which shows that the applicant, at the relevant date and time, had arrived accompanied by his minor daughter and two other ladies.

7. In the prima facie opinion of the Court, having regard to the delay in lodging the F.I.R. and the fact that the CCTV footage does not show the presence of six persons at the time of the incident, the possibility of the applicant's false implication on account of a family dispute cannot be ruled out. The criminal history of the applicant has also been satisfactorily explained. Without expressing any opinion on the merits of the case, I deem it appropriate to enlarge the applicant on anticipatory bail.

8. In view of the above, the anticipatory bail application of the applicant is allowed.

9. In the event of the arrest of the applicant **Ramkishor**, he shall be released forthwith in the aforesaid case crime on anticipatory bail on furnishing a personal bond and surety each 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. that 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. that the applicant shall not leave India without the previous permission of

the Court;

iv. that 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.

October 27, 2026
Fahad

(Rajiv Lochan Shukla,J.)

Digitally signed by :-
FAHAD NIYAZ
High Court of Judicature at Allahabad