HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 37749 of 2026

Kuntu

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s) : Anand Ji Mishra, Kaushal Kumar Pandey
Counsel for Opposite Party(s) : G.A.

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Sri Anand Ji Mishra, learned counsel for the applicant and Sri Ram Mohit Yadav, learned A.G.A. for the State and also perused the material placed on record.

3. Applicant seeks bail in **Case Crime No.** 12 of 2021, **under Sections** 409, 420, 467, 468, 471 of IPC & 3/7 of Essential Commodities Act, **Police Station** - Bahsuma, **District** - Meerut, during the pendency of trial.

4. Learned counsel for the applicant contends that the applicant is a fair price shop dealer and has been falsely implicated in the present case. It is submitted that the sole allegation against the applicant pertains to a variance between the stock registers and the actual material physically available at his shop. He further submits that the FIR has been lodged with an inordinate and unexplained delay. It is argued that the criminal history assigned to the applicant has been satisfactorily explained in the present application, and the applicant has been languishing in jail since 11.09.2026.

5. Considering the facts and circumstances of the case, the submissions made by the learned counsel for the parties and also considering the fact that the primary accusation relates merely to a mismatch between the stock records and the physical inventory at the applicant's fair price shop, the fact that the explanation offered for the applicant's criminal history stands accepted, as well as the period of incarceration already undergone by him, this Court, without expressing any opinion on the merits of the case, *prima*

facie finds it a fit case to release the applicant on bail.

6. Accordingly, the bail application is **allowed**. Let the applicant- **Kuntu,** be released on bail on furnishing a personal bond and two sureties to the satisfaction of the court concerned, subject to verification of sureties, with the conditions that he shall not tamper with evidence or intimidate witnesses and shall appear before the trial court as required.

7. Breach of any condition shall entail cancellation of bail. The observations herein shall not affect the trial on merits.

October 24, 2026
Siddhant

(Krishan Pahal,J.)

Digitally signed by :-
SIDDHANT SAHU
High Court of Judicature at Allahabad