HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 11135 of 2026

Ajay Alias S.P.

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Aditya Yadav, Sandeep Kumar Kushwaha, Shivam Yadav
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 as well as perused the record.

2. The present anticipatory bail application has been filed on behalf of the applicant in Case Crime No.175 of 2026, under Section 3(1) of U.P. Gangsters and Anti Social Activities (Prevention) Act, 1986, P.S. Saifai, District Etawah, with a prayer to enlarge him on anticipatory bail as the applicant apprehends his arrest in the abovementioned case.

3. Learned counsel for the applicant has contended that the applicant has been falsely implicated in the present case on the basis of a solitary base case mentioned in the gang chart. The applicant is on bail in the said case. The applicant has a criminal history of five other cases, out of which in two cases the applicant has been served with notice under Section 41A Cr.P.C., in one case the applicant has been acquitted and in one other case, the applicant has been convicted and fine has been imposed on him, however, no imprisonment has been awarded to the applicant. Learned counsel has further submitted that only one active case is pending against the applicant in which he is on bail. Learned counsel has further contended that the co-accused Dharmendra, Sukhveer @ Sonveer @ Sonu and Omveer have been granted anticipatory bail by this Court in NABAIL Nos.9678 of 2026 and 9688 of 2026. The case of the applicant stands on a similar footing.

4. Learned AGA has opposed the prayer for bail but does not dispute the explanation given by the applicant with respect to his criminal antecedents nor the fact that the case of the applicant stands on a similar footing to that of the co-accused.

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

6. The case of the applicant stands at par with that of the co-accused Dharmendra, Sukhveer @ Sonveer @ Sonu and Omveer. The criminal antecedents of the applicant have been satisfactorily explained and in the opinion of the Court, there is least likelihood of the applicant repeating any such crime in the near future.

7. Taking into account the facts and circumstances of the case, I deem it appropriate to enlarge 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-**Ajay @ S.P.**, he shall be released forthwith in the aforesaid case crime on anticipatory bail on furnishing a personal bond and surety 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.

(Rajiv Lochan Shukla,J.)

October 24, 2026
A. Pandey

Digitally signed by :-
ANAND PANDEY
High Court of Judicature at Allahabad