HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 11090 of 2026

Golu Singh @ Sohit Singh

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s) : Akash Kishan, Ashok Kumar Gupta
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 Sessions Trial no.47/2021 (State Vs. Shivpoojan and Others) arising out of Case Crime no.116/2021, under Section 387 I.P.C., Police Station Kadaura, District Jalaun, 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 nominated in the present case. In fact, there is no victim in the case and the applicant has been implicated by the police for vested reasons. Applicant has no criminal antecedents. The applicant had no information regarding the pendency of the case against him before the Learned Magistrate and it is only on 01.07.2026 when the police came to execute the non-bailable warrants issued against the applicant that he came to know of the pendency of the proceedings. The applicant is a young man aged about 24 years and for his livelihood, lives in Mumbai. He has the burden of taking care of his elderly parents. He shall cooperate in the expeditious disposal of the trial and may be considered for grant of anticipatory bail. Similarly situated co-accused Pawan has been granted anticipatory bail by this Court in NABAIL No.8583 of 2026.

4. Learned A.G.A. has opposed the prayer for bail and has contended that the applicant is an absconder. Non-bailable warrants have been issued against him. Learned AGA however could not deny the fact that similarly situated co-accused has been granted anticipatory bail by this Court.

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

6. The fact that non-bailable warrants have been issued against the applicant has not been denied. What the applicant contends is a lack of knowledge of the pendency of the case against him. From the averments made on affidavit as well as the submissions made by the Learned counsel for the applicant, this Court is of the view that the applicant is not an absconder. Even otherwise, no proclamation under Section 82 Cr.P.C. has been issued against the applicant. In the present case, the FIR has been lodged by a Sub-Inspector of Police regarding extortion by the applicant and the other named accused of some unnamed truck drivers. There is no independent witness mentioned in the charge sheet. Even the said victims from whom the applicant and the other accused had extorted money after putting them in fear have not been arrayed as witnesses nor their identities have been disclosed. In the opinion of the Court, the false implication of the applicant cannot be ruled out. Prima facie, no offence itself appears to be disclosed from the entire material on record. The co-accused Pawan, whose case is at par with the applicant, has been granted anticipatory bail by this Court.

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-**Golu Singh @ Sohit Singh**, 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 23, 2026
A. Pandey

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