2026:AHC:227203

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL CANCELLATION APPLICATION No. - 419 of 2026

Shishupal

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Jitendra Singh, Sonam Singh
Counsel for Opposite Party(s)	:	G.A.

Court No. - 65

HON'BLE SAMEER JAIN, J.

1. Heard Sri Jitendra Singh, learned counsel for the applicant and Sri Vijay Kumar, learned AGA for the State-respondent.

2. The instant bail cancellation application has been filed with a prayer to cancel the bail order dated 3.9.2026 passed by this Court in Crl. Misc. Bail Application No. 9978 of 2026 arising out of case crime No. 466 of 2025, under Sections 191(2), 191(3), 115(2), 352, 351(3), 103(1), 118(1) BNS, Police Station Mauranipur, District Jhansi.

3. Learned counsel for the applicant submitted that this is the bail cancellation application and applicant is informant of the case and he filed the instant bail cancellation application to cancel the bail granted to opposite party no. 2 granted by this Court vide order dated 3.9.2026 passed in Crl. Misc. Bail Application No. 9978 of 2026 on the ground that after released on bail, opposite party no. 2 is continuously threatening the applicant and in this regard a complaint has also been made before the higher police authorities. He further submitted that averment in this regard has been made in para-14 of the affidavit filed in support to the instant application.

4. He further submitted that it reflects, opposite party no. 2 is not only misusing the liberty of bail granted to him but he also breached the condition imposed upon him while enlarging him on bail.

5. He further submitted that therefore, bail granted to opposite party no. 2 may be cancelled.

6. Learned AGA on the other hand submitted that however from para-14 of the affidavit filed in support of instant bail cancellation application it reflects, after released on bail opposite party no. 2 threatened the applicant and in this regard applicant also made complaint before higher police authorities but alongwith the instant bail application he did not file any application and therefore, instant bail cancellation application appears to be vague.

7. He further submitted that therefore, instant bail cancellation application may be dismissed.

8. I have heard learned counsel for the parties and perused the record of the case.

9. Applicant is informant of the case and instant bail cancellation application has been moved by him with a prayer to cancel the bail granted to opposite party no. 2 granted by this Court on the ground that he after released on bail continuously threatening him but it reflects, except bald and vague allegations made in para-14 of the instant bail cancellation application, applicant could not bring any other material on record which can suggest that opposite party no. 2 actually misused the liberty of bail granted to him and breached the condition of bail.

10. From para-14 of the affidavit it also reflects, even date of alleged threat has not been mentioned and neither the alleged application which was allegedly given to the higher police authorities has been annexed alongwith the instant bail cancellation application.

11. In considered view of this Court on the basis of such vague and general allegation of threat, it is not proper to cancel the bail already granted to an accused.

12. Law is settled that it is easy to reject a bail application but it is very difficult to cancel the bail already granted to the accused and for cancellation of bail very overwhelming and cogent reasons are necessary.

13. Therefore, considering the aforesaid facts and circumstances of the case discussed above, in my view, the instant bail cancellation applicant is devoid of merit and is, accordingly, **dismissed**.

14. It is clarified that the observations made herein are limited to the facts

brought in by the parties pertaining to the disposal of bail application and the said observations shall have no bearing on the merits of the case during trial.

November 2, 2026
Ankita

(Sameer Jain,J.)

Digitally signed by :-
ANKITA SRIVASTAVA
High Court of Judicature at Allahabad