2026:AHC:227079-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 26074 of 2026

Rinku And 3 Others

.....Petitioner(s)

Versus

State Of U.P. And 5 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Yogesh Mishra
Counsel for Respondent(s)	:	G.A., Vijay Kumar Dwivedi

Court No. - 47

HON'BLE RAJEEV MISRA, J.
HON'BLE DR. AJAY KUMAR-II, J.

1. Heard Mr. Yogesh Mishra, the learned counsel for petitioner, the learned A.G.A. for State-respondents 1, 2 and 3 and Mr. Vijay Kumar Dwivedi, the learned counsel representing first informant-respondent-4.

2. Perused the record.

3. Petitioners-Rinku and 3 Others have approached this Court by means of present criminal misc. writ petition challenging the FIR dated 29.09.2026 lodged by first informant-respondent-4 and registered as Case Crime No. 290 of 2026, under Sections 352, 74, 115(2), 126(2) of BNS and Section 7/8 POCSO Act, Police Station Dadon, District Aligarh.

4. After some arguments, the learned counsel for petitioner fairly gave up the challenge to the impugned FIR. He submits that interest of justice shall better be served, in case, a direction is issued by this court to Court below to consider the bail application of petitioners in the light of law laid down by the Apex Court in ***Satender Kumar Antil Vs. Central Bureau of Investigation and another (2021) 10 SCC 773.***

5. Per contra, the learned A.G.A. for State-respondents 1, 2 and 3 and Mr. Vijay Kumar Dwivedi, the learned counsel representing first informant-respondent-4 do not oppose the aforesaid submissions urged by the learned counsel for petitioner.

6. In view of above, the prayer prayed for by means of present writ

petition, is refused.

7. Having heard the learned counsel for petitioner, learned A.G.A. representing State-respondents 1, 2 and 3, the learned counsel representing first informant-respondent-4, upon perusal of the record and considering the rival submissions urged by the learned counsel for the parties, as noted above, this writ petition is **disposed of** finally with a direction that in case, petitioner appears before Court below alongwith certified copy of this order within two weeks from today and applies for bail, then in that eventuality, his bail application shall be considered by Court below in the light of the law laid down by the Apex Court in the case of ***Satender Kumar Antil (Supra).***

8. Interim order, if any, stands discharged.

November 2, 2026
Monika

(Dr. Ajay Kumar-II,J.) (Rajeev Misra,J.)

Digitally signed by :-
MONIKA KESARWANI
High Court of Judicature at Allahabad