HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 37793 of 2026

Rahul Chaudhary

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ashutosh Shukla, Kapil Dev Tiwari, Subedar Mishra, Sr. Advocate
Counsel for Opposite Party(s)	:	G.A.

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

2. Heard Sri Anil Kumar Srivastava, learned Senior Advocate assisted by Sri Kapil Dev Tiwari, learned counsel for the applicant, Sri Rajendra Prasad Singh, learned State Law Officer for the State and perused the material placed on record.

3. Applicant seeks bail in Case Crime No.358 of 2026, under Sections 61(2), 317(2), 127(2), 309(4), 352, 351(3) B.N.S. and Section 66-D I.T. Act, Police Station Kalyanpur, District Kanpur Nagar, during the pendency of trial.

4. Learned Senior Counsel for the applicant has argued that the applicant is absolutely innocent and has been falsely implicated in the present case. The allegations are that applicant abducted the informant and forcibly made him to transfer a sum of Rs.4,93,00,000/- to several accounts. It is argued that not a single penny has been transferred to the account of applicant. He has simply been made an accused out of vengeance. Even the FIR is delayed by about eight months and there is no explanation of the said delay caused. The applicant has no criminal history and is in jail since 7.7.2026. He undertakes to cooperate with the trial and not misuse the liberty of bail.

5. Learned State Law Officer has vehemently opposed the bail application on the ground that there are 52 complaints against the applicant, although he could not indicate any FIR against him except the present case.

6. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties, the evidence on record, taking into consideration the delay of eight months in institution of FIR coupled with the fact that not a single penny has been transferred to the account of applicant, and without expressing any opinion on the merits of the case, *prima-facie* the Court is of the view that the applicant has made out a case for bail. The bail application is ***allowed***.

7. Let the applicant- **Rahul Chaudhary**, be released on bail in the aforementioned case crime 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.

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

(Krishan Pahal,J.)

October 24, 2026
Vikas Verma

Digitally signed by :-
VIKAS VERMA
High Court of Judicature at Allahabad