2026:AHC:226584

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 38843 of 2026

Rahul Kumar Chauhan

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ayub Khan
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. Heard Sri Ayub Khan, learned counsel for accused applicant and learned A.G.A. for the State.

2. The present bail application has been moved by the applicant accused-**Rahul Kumar Chauhan** to enlarge him on bail in Case Crime No. 526 of 2026, under Sections 318(4), 338, 336(3), 340(2), of BNS, P.S.- Phase-I Noida, District- Gautam Buddha Nagar during the pendency of trial.

3. It is the contention of learned counsel for accused applicant that the accused applicant has been falsely implicated in FIR dated 1.10.2026 lodged by the informant Sushant Gupta with the allegation that on 3.6.2026 the accused persons including the accused applicant has cheated the informant of Rs.1.2 lakhs for getting a Canadian Visa. It is further contended that the informant runs an Education Consultancy in the name of iExplain Education Pvt. Ltd., he came in the contact of co-accused Sandeep Singh and Pooja Mahajan, who have assured the informant of the Visa. It is further contended that the accused applicant has no role in the present case. He has sold his Thar vehicle to Sandeep Singh and came to the co-accused for getting the amount of EMI. It is on the assurance of co-accused that the accused applicant went to the office of the informant to collect the amount of EMI wherein he has been implicated in this case. It is further contended that specific mention has been made in paragraphs no.16 and 17 about transfer of the vehicle to co-accused. The investigation is continuing. He is co-operating in the investigation. The

applicant has no criminal history. The applicant is languishing in jail since 1.10.2026. He seeks enlargement of accused on bail.

4. Learned A.G.A. has opposed the bail application.

5. This Court has taken into consideration the rival submissions made by learned counsel for the parties and perused the record.

6. Considering the role of accused applicant and that he has no criminal history and plausible defence given by him,, the accused applicant is entitled to be enlarged on bail.

7. Hence, without touching merit of the case, the bail application is **allowed**.

8. The accused/applicant be released on bail in the aforesaid case on furnishing a personal bond and two sureties each in the like amount to the satisfaction of court concerned in view of observation made by the Supreme Court in its dictums of **Girish Gandhi Vs. State of Uttar Pradesh [(2024) 10 SCC 674] and Policy Strategy for grant of bail in re [(2024)10SCC 685].**

9. The accused-applicant shall cooperate in judicial process for fair and speedy disposal.

(Avnish Saxena,J.)

November 2, 2026
Krishna*

Digitally signed by :-
KRISHNA KUMAR
High Court of Judicature at Allahabad