HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 11399 of 2026

Ravi Kumar

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Arvind Giri, Jitendra Kumar Shishodia, Krishna Gautam, Swati Pandey
Counsel for Opposite Party(s)	:	G.A., M.J. Akhtar

Court No. - 70

HON'BLE RAJIV LOCHAN SHUKLA, J.

1. Heard Learned counsel for the applicant; Learned A.G.A. for the State, and Sri V.M.Zaidi, Learned Senior Advocate assisted by Sri M.J.Akhtar, Learned counsel for the informant.

2. The present anticipatory bail application has been filed on behalf of the applicant in Case Crime No. 433 of 2026, under Sections 467, 468, 471 and 420 of the I.P.C., Police Station – Kotwali City, District Bijnor, with a prayer to enlarge him on anticipatory bail, as the applicant apprehends his arrest in the aforesaid case.

3. Learned Counsel for the applicant has contended that the allegation against the applicant is of obtaining job with the Indian Army on the basis of a forged document. The Learned counsel for the applicant has contended that the allegations are that the applicant had already appeared in the High School examinations from Janta Inter College, Bhokalpur, Bijnor in 2005 twice but he did not pass out. The applicant's date of birth was 08.06.1989 and after failing his High School examinations, by preparing forged documents and changing his date of birth, the applicant then passed the High School examinations from Sri Siyaram Baccha Lal Uma Madhyamik Vidyalaya, District Kaushambi in the year 2007. In the said examination he had

mentioned his date of birth as 14.11.1989. The further allegation against the applicant is that thereafter from Kisan Inter College, Pili Chowki, Bijnor, he got admitted in Class 11th and thereafter secured service in the Indian Army. The further allegation is that there was another case against the applicant in Bijnor which was registered as Case Crime No. 539 of 2021 under Sections 323, 504, 427 IPC where a charge sheet had been submitted against the applicant and the said case is pending trial before the Chief Judicial Magistrate, Bijnor. The Learned counsel for the applicant has contended that false and baseless allegations have been made in the FIR. The Indian Army, where the applicant is working as Nayak and is presently posted at Pathankot, Punjab has not taken any action against the applicant nor has any FIR been lodged by the Commanding Officer of the applicant. Learned counsel has further submitted that the applicant and the informant have a long-standing private dispute and it is due to this fact that this false First Information Report has been lodged. The Learned counsel has further submitted that the previous case mentioned against the applicant in the FIR has ended in a compromise between the parties and the factum of the compromise has been recorded on the order sheet dated 22.07.2026.

4. The Learned Senior Counsel appearing for the informant has argued as follows:

i. The applicant had twice not succeeded in the High School examination and by forging documents, again obtained admission in a different school and then passed his High School examination.

ii. The Learned Senior counsel has passed on certain documents which demonstrate that the applicant had forged documents and had sat for his High School examinations thrice by concealing his unsuccessful attempts on two previous occasions.

iii. The applicant changed his dates of birth.

iv. The applicant had challenged the FIR in a writ petition being Criminal Misc. Writ Petition No. 16995 of 2026, which was dismissed as withdrawn on the objection of the respondents.

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

6. The applicant has one previous criminal case to his credit which has resulted in a compromise. This fact has not been disputed by the Learned A.G.A. The applicant is still a serving Army personnel posted as a Nayak at Pathankot. Nothing has been brought on record to indicate that any action has been taken against the applicant by his Commanding Officer or the Indian Army. There appears to be a previous dispute between the parties. The FIR although raises concerning allegations against the applicant, however in the prima facie opinion of the Court, the applicant, who is presently employed with the Indian Army having no previous conviction to his credit, is not a flight risk. Taking into account the entire facts and circumstances of the case, the custodial interrogation of the applicant is not required.

7. Taking into consideration the entire facts and circumstances of the case, as discussed above, I deem it appropriate to enlarge the applicant on anticipatory bail.

8. The anticipatory bail application of the applicant is **allowed**.

9. In the event of the arrest of the applicant- **Ravi Kumar,** involved in the aforesaid case crime, he shall be released on anticipatory bail, on his furnishing a personal bond and surety in the like amount 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. 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. The applicant shall not leave India without the previous permission of the Court;

iv. 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.

November 2, 2026
Kushal

(Rajiv Lochan Shukla,J.)

Digitally signed by :-
KUSHAL AGRAWAL
High Court of Judicature at Allahabad