2026:AHC:227068

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 38819 of 2026

Anuj Kumar

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Khushboo Gupta, Ram Bahadur, 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 Counsel assisted by Ms. Khushboo Gupta, learned counsel for the applicant and Sri Anit Kumar Shukla, learned A.G.A. for the State and also perused the material placed on record.

3. Applicant seeks bail in **Case Crime No.** 261 of 2026, **under Sections** 318(4), 319(2), 338, 336(3), 61(2), 340(2) of BNS and **Sections** 4(1), 13(2) of U.P. Public Examination Act, **Police Station** - Sadar Bazar, **District** - Mathura, during the pendency of trial.

4. Learned Senior Counsel for the applicant contends that the applicant has been falsely implicated in the present case. It is submitted that the applicant is alleged to have impersonated one Anuj Kumar, son of Pushpendra Singh, at the U.P. Police examination centre. It is urged that the applicant had merely accompanied his friend and neighbour, who happens to share the same name but has a different parentage and belongs to the same village. It is further contended that on account of this identity confusion, the applicant has been falsely arrayed as an accused. Furthermore, the applicant has no criminal history to his credit and has been in judicial custody since 22.08.2026.

5. Considering the facts and circumstances of the case, the submissions advanced by the learned counsel for the parties, the nature of the offence, the severity of the punishment, and also considering the plea of mistaken

identity arising out of name similarity, coupled with the applicant's clean antecedents with no criminal history and the period of incarceration already undergone, this Court *prima facie* finds it a fit case to release the applicant on bail.

6. Accordingly, the bail application is **allowed**. Let the applicant- **Anuj Kumar,** be released on bail 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.

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

November 2, 2026
Siddhant

(Krishan Pahal,J.)

Digitally signed by :-
SIDDHANT SAHU
High Court of Judicature at Allahabad