HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 38845 of 2026

Jhamman

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Jainendra Kumar Pandey, Vipin Chandra Pandey
Counsel for Opposite Party(s)	:	G.A., Shree Prakash Giri

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. None is present on behalf of the informant even in the revised call.

2. Heard Sri Jainendra Kumar Pandey, 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.** 262 of 2026, **under Sections** 109(1), 351(3), 352, 3(5) of BNS and **Sections** 3/25/27 of Arms Act, **Police Station** - Jewar, **District** - Gautam Buddh Nagar, during the pendency of trial.

4. Learned counsel for the applicant contends that the applicant has been falsely implicated in the present case. It is submitted that the FIR was lodged with a delay of about one day, for which no plausible explanation has been given by the prosecution. It is further urged that the instant FIR is a counterblast to FIR No. 0017 of 2026, which was previously instituted by the brother of the applicant. It is contended that a false case has been foisted upon the applicant and other co-accused persons solely to exert undue pressure. Furthermore, the applicant has no criminal history to his credit and has been in judicial custody since 21.07.2026.

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 keeping in view the fact that the FIR appears to be a counterblast to the earlier FIR instituted by the applicant's brother, the unexplained delay in lodging the present FIR, the clean criminal

history of the applicant, 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- **Jhamman ,** 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