2026:AHC:231354

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 11676 of 2026

Nishank @ Sheelu

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Mithilesh Kumar Shukla
Counsel for Opposite Party(s)	:	G.A.

Court No. - 70

HON'BLE RAJIV LOCHAN SHUKLA, J.

1. Heard, Learned counsel for the applicant, the Learned A.G.A. for the State and perused the record.

2. The present anticipatory bail application has been filed on behalf of the applicant in Case Crime No.228 of 2026, under Sections 109(1), 115(2), 3(5) of the B.N.S., P.S.- Jaswant Nagar, District- Etawah, with a prayer to enlarge him on anticipatory bail as the applicant apprehends his arrest in the above-mentioned case.

3. Learned counsel for the applicant has contended that although the applicant has been named in the FIR and the allegation of firing upon the informant and one Sunil has been made in the FIR, but no one has received any injury. Learned counsel has further submitted that the applicant has no criminal antecedents. The applicant has been falsely implicated solely on account of the fact that he is a friend of the co-accused Sahil @ Romia.

4. The Learned A.G.A. has opposed the prayer for grant of anticipatory bail but could not point out any criminal antecedents of the applicant.

5. I have considered the submissions made by the Learned counsel for the parties and perused the material brought on the record.

6. This is a case involving no injury. Three persons are said to have fired upon the informant and Sunil. From the material collected during investigation as well as the averments made in the FIR and the statements of witnesses, false implication of the applicant cannot be ruled out. The applicant has no criminal antecedents.

7. Taking into account all the facts and circumstances of the case and without expressing any opinion on the merits of the case, I deem it fit to enlarge the applicant on anticipatory bail.

8. In view of the above, the anticipatory bail application of the applicant is **allowed**.

9. In the event of the arrest of the applicant **Nishank @ Sheelu**, he shall be released forthwith in the aforesaid case crime on anticipatory bail on furnishing a personal bond and surety each 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. that 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. that the applicant shall not leave India without the previous permission of the Court;

iv. that 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.

(Rajiv Lochan Shukla,J.)

November 5, 2026
Sachin

Digitally signed by :-
SACHIN TIWARI
High Court of Judicature at Allahabad