2026:AHC:231218

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No. - 11669 of 2026

Jeetu Thakur Alias Jitendra Singh

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Parth Sharma, Syed Irfan Ali
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.500 of 2024, under Sections 420, 467, 468, 471, 120B IPC, Police Station- Sikandrarao, District Hathras, 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 the applicant is not named in the FIR. The allegation in the FIR is of the Branch Manager, Ashwini Kumar Upadhyay, conspiring and, by affixing photographs of some person and making fake signatures of the father of the informant, obtaining a loan of Rs. 5,50,000/-. Learned counsel for the applicant has contended that the said FIR has been lodged on the basis of an application under Section 156(3) Cr.P.C. The person whose photograph has been annexed to the loan documents is stated to be one Mahipal Singh, who allegedly, in his statement, names the applicant and the co-accused, Reshampal Singh, of obtaining his signatures and getting his photograph made. He further states that Rs.2 lakhs was taken out by him, out of which Rs. 2,000/- was given to him and the rest were supposedly kept by the applicant and the co-accused, Reshampal.

4. Learned counsel has further submitted that first statement of the

informant does not name the applicant but in the second statement of the informant and the confessional statement of the accused Ashwini Kumar Upadhyay, the applicant was stated to be the one of the conspirators.

5. The learned counsel states that other than the confessional statement of the co-accused, there is no other direct evidence of the applicant's involvement in the case. The money has not been transferred to the account of the applicant. A false allegation of the applicant keeping part of the money with him has been made. Applicant has no criminal antecedents.

6. Learned AGA has opposed the prayer for bail and has contended that the applicant is one of the key conspirators in the case. Investigation is still pending and he may be required for custodial interrogation and recoveries.

7. I have considered the submissions made by the learned counsel for the parties.

8. The applicant is not named in the FIR. In the first statement of the informant also, the name of the applicant has not surfaced. Other than the confessional statement of the co-accused, there is no direct evidence of the applicant's involvement in the crime in question. As per the prosecution case, the loan documents also do not bear signatures and photographs of the applicant. The case of the applicant is distinguishable from that of the co-accused, Ashwini Kumar Upadhyay. The Bank Manager Ashwani Kumar Upadhyay had filed an anticipatory bail application before this Court, in which this Court initially was pleased to grant interim anticipatory bail to the accused. The said anticipatory bail was then dismissed for want of prosecution and second bail application of Ashwini Kumar Upadhyay was then filed, which came to be dismissed by this Court vide order dated 09.10.2026.

9. In the prima facie opinion of the Court, the case of the applicant stands on a separate footing from that of the co-accused, Ashwini Kumar Upadhyay. The KCC loan was not taken out in the name of the applicant. Taking note of the entire facts and circumstances, as also the lack of criminal antecedents of the applicant, a prima facie case for grant of

anticipatory bail is made out.

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

11. In the event of the arrest of the applicant **Jeetu Thakur Alias Jitendra Singh**, 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;

12. In case of breach of any of the above conditions, the Court concerned shall be at liberty to cancel the bail.

13. 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
S.A.

Digitally signed by :-
SALMAN AHMAD
High Court of Judicature at Allahabad