2026:AHC:229111

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 43883 of 2025

Noor Mohammad Alias Nanhe

.....Applicant(s)

Versus

State Of Uttar Pradesh Through Home Secretary, Lucknow

.....Opposite Party(s)

Counsel for Applicant(s)	:	Adarsh Srivastava, Reena Pal
Counsel for Opposite Party(s)	:	G.A.

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised. Supplementary affidavit filed today is taken on record.

2. Heard Sri Adarsh Srivastava, learned counsel for the applicant, Sri Abhishek Mishra, learned A.G.A. for the State and perused the material placed on record.

3. This is the second bail application on behalf of the applicant. The first one was rejected by a Co-ordinate Bench of this Court vide order dated 28.07.2025 passed in Criminal Misc. Bail Application No.3859 of 2025.

4. Applicant seeks bail in Case Crime No.165 of 2024, under Sections 392 and 411 of I.P.C., P.S.- Dhaulana, District- Hapur, during the pendency of trial.

5. Learned counsel for the applicant has argued that the applicant is absolutely innocent and has been falsely implicated in the present case. The allegations are per se false. A false recovery has been foisted upon the applicant. The criminal history assigned to the applicant stands explained. The applicant has been in jail since 22.07.2024 and, as such, the period of incarceration is more than two years. He undertakes to cooperate with the trial and not to misuse the liberty of bail.

6. Learned A.G.A. has vehemently opposed the bail application but the submissions raised by the learned counsel for the applicant could not be

disputed.

7. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties, the evidence on record, taking into consideration the period of incarceration of the applicant, and without expressing any opinion on the merits of the case, *prima-facie* the Court is of the view that the applicant has made out a case for bail. The bail application is **allowed**.

8. Let the applicant- **Noor Mohammad Alias Nanhe**, be released on bail in the aforementioned case crime 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.

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

(Krishan Pahal,J.)

November 2, 2026
(Ravi Kant)

Digitally signed by :-
RAVI KANT
High Court of Judicature at Allahabad