



2026:AHC:14746

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 44301 of 2025

Salman

.....Applicant(s)

Versus

State of U.P.

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Mukesh Joshi
Counsel for Opposite Party(s)	:	G.A., Jainendra Kumar Sharma

Court No. - 68

HON'BLE ASHUTOSH SRIVASTAVA, J.

Heard Shri Mukesh Joshi, learned counsel for the applicant, Shri Rajesh Kumar Singh, learned AGA for the State, Shri Jainendra Kumar Sharma, learned counsel for the first informant and perused the record.

This bail application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 has been moved on behalf of accused-applicant, Salman , seeking enlargement on bail in Case Crime No. 344 of 2025 , under Sections 85, 115 (2), 351 (2), 352, 109 of the Bharatiya Nyaya Sanhita, 2023 and Section 3/4 D.P. Act, Police Station Majhola, District Moradabad, during the pendency of the trial before the Court below.

Learned counsel for the applicant argued that the accused-applicant is innocent. He has been falsely implicated in this very case crime number and is languishing in jail since 17.6.2025. Learned counsel for the applicant submits that applicant is the husband of the first informant. Both the parties have compromised the matter and first informant is living in the house of the applicant. He has no criminal antecedent and there is no likelihood of his fleeing from course of justice or tampering with evidence in case of release on bail. Hence, bail has been prayed for.

Learned counsel for the first informant has also said that compromise has been effected between the parties.

Learned AGA has vehemently opposed the prayer for bail.

Considering all above facts and circumstances, the nature of accusations,

severity of the punishment in the case of conviction and nature of supporting evidence, reasonable apprehension of tampering with the witness and prima facie case, but without commenting on merit of case, a case for bail is made out.

Accordingly, the bail application is ***allowed***.

Let the accused-applicant, **Salman** , involved in above mentioned case crime number be released on bail, on his executing a personal bond and two reliable sureties each, in the like amount to the satisfaction of the court concerned, subject to the following conditions:

1. The applicant will not tamper with the evidence.
2. The applicant will not indulge in any criminal activity.
3. The applicant will not pressurize/intimidate the prosecution witnesses and co-operate in the trial.
4. The applicant will appear regularly on each and every date fixed by the trial court, unless his personal appearance is exempted through counsel by the court concerned.

In the event of breach of any of the aforesaid conditions, the court below will be at liberty to proceed to cancel his bail.

(Ashutosh Srivastava,J.)

January 21, 2026

Ravi Prakash