



2026:AHC:64592

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 5673 of 2026

Pradeep Prajapati And Another

.....Applicant(s)

Versus

State of U.P.

.....Opposite
Party(s)

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

Court No. - 69

HON'BLE JITENDRA KUMAR SINHA, J.

1. Heard Mr. Bipin Kumar. learned counsel for the applicants, Mr. B.P. Singh, learned A.G.A. for the State-respondents and perused the record.
2. The present bail application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, has been filed on behalf of applicants Pradeep Prajapati and Devendra, with a prayer to release them on bail in Case Crime No. 0460 of 2025, under Sections 191(2), 191(3), 109(1), 132, 115(2), 351(2), 352, 324(5) of B.N.S. and Section 7 Criminal Law Amendment Act, registered at Police Station Gandhi Park, District Aligarh, during pendency of the trial.
3. It has been argued by the learned counsel for the applicants that applicants are innocent and they have been falsely implicated in this case. It is further submitted that 11 co-accused persons have already been granted anticipatory bail by this Court and co-accused Virendra Singh @ Viru has also been granted regular bail by co-ordinate bench of this Court vide order dated 18.3.2026 passed in CrI. Misc. Bail Application No. 4989 of 2026. It is further submitted that no specific role has been assigned to any of the applicant and the first information report has been lodged by police officer and as per the first information report two group of persons indulged in fighting amongst each other by using hard and blunt object. The applicants, who are languishing in jail since 7.1.2026, undertake that they will not misuse the liberty, if granted. It has also been pointed out that in the wake of heavy pendency of cases in the Court, there is no likelihood of any early conclusion of trial.

4. Per contra learned A.G.A. has opposed the prayer for bail of the applicants.

5. 11 co-accused persons have already been granted anticipatory bail by this Court and co-accused Virendra Singh @ Viru has also been granted regular bail by co-ordinate bench of this Court vide order dated 18.3.2026 passed in Crl. Misc. Bail Application No. 4989 of 2026. It is further submitted that no specific role has been assigned to any of the applicant and the first information report has been lodged by police officer and as per the first information report two group of persons indulged in fighting amongst each other by using hard and blunt object. The applicants are languishing in jail since 7.1.2026.

6. Upon considering the totality of facts, nature and the evidence reflected from record and without expressing any opinion on merits of the case, I find it to be a fit case for bail. Hence, the present bail application is allowed.

7. Let the applicant-**Pradeep Prajapati and Devendra** involved in the aforesaid case crime be released on bail on his furnishing a personal bond of Rs. 50,000/- with two sureties each in the like amount to the satisfaction of the Court concerned :-

(i) The applicants 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 or tamper with the evidence.

(ii) The applicants shall not pressurize/intimidate the prosecution witnesses.

(iii) The applicants shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement under Section 351 of B.N.S.S.

(iv) The applicants shall file an undertaking to the effect that he shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in the trial court.

(v) The applicants shall remain present before the trial court on each date fixed, either personally or through his counsel.

8. In case of breach of any of the above conditions, it shall be a ground for cancellation of bail.

9. It is clarified that anything said in this order is limited to the purpose of determination of this bail application and will in no way be construed as an expression on the merits of the case. The trial court shall be absolutely free to arrive at its independent conclusions on the basis of evidence led unaffected by anything said in this order.

(Jitendra Kumar Sinha,J.)

March 25, 2026

Kumar Manish