



2026:AHC:65436

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 8407 of 2026

Bhupendra

.....Applicant(s)

Versus

State of U.P.

.....Opposite
Party(s)

Counsel for Applicant(s) : Anita Singh, Kumari Poonam Rajpoot,
Nirmla Kumari, Prem Babu Verma
Counsel for Opposite Party(s) : G.A.

Court No. - 69

HON'BLE JITENDRA KUMAR SINHA, J.

1. Heard Miss. Sarika Singh. learned counsel for the applicant, Uma Shankar Mishra, 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 applicant Bhupendra, with a prayer to release him on bail in Case Crime No. 114 of 2021, under Sections 147, 148, 149, 307, 323, 504, 506 IPC and Section 7 of CrL. Law Amendment Act, registered at Police Station Achhnera, District Agra, during pendency of the trial.
3. It has been argued by the learned counsel for the applicant that the applicant was anticipatory bail by this Court till submission of police report and thereafter he has surrendered before the learned trial court and his bail application has been rejected. It is further submitted that as per the first information report two groups of persons are said to have indulged in fighting with each other, however, no specific role has been assigned to the applicant and four accused have already been granted bail by this Court. The applicant, who is languishing in jail since 28.1.2026, undertakes that he 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

applicant.

5. The applicant was anticipatory bail by this Court till submission of police report and thereafter he has surrendered before the learned trial court and his bail application has been rejected. It is further submitted that as per the first information report two groups of persons are said to have indulged in fighting with each other, however, no specific role has been assigned to the applicant and four accused have already been granted bail by this Court. The applicant is languishing in jail since 28.1.2026.

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-**Bhupendra** 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 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 or tamper with the evidence.

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

(iii) The applicant 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 applicant 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 applicant 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 26, 2026

Kumar Manish