



2026:AHC:126053

**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**CRIMINAL MISC. BAIL APPLICATION No. - 19637 of 2026**

Laldhar Yadav

.....Applicant(s)

Versus

State of U.P.

.....Opposite  
Party(s)

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Counsel for Applicant(s) : Kailash Pati Singh Yadav, Sunil Kumar Yadav  
Counsel for Opposite Party(s) : G.A.

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**Court No. - 4**

**HON'BLE ARUN KUMAR SINGH DESHWAL, J.**

1. Heard Sri Kailash Pati Singh Yadav, learned counsel for the applicant, Ms Jyoti Singh, learned counsel for the first informant and Sri Roshan Kumar Singh, learned A.G.A. for the State and perused the record.
2. The instant bail application has been filed with a prayer to release the applicant on bail in Case Crime No.33 of 2026, under Sections-103(2), 109(1), 3(5), 115(2) and 352 BNS and Section 7 of Cr.L.A. Act (Criminal Law Amendment Act), Police Station-Aurai, District-Bhadohi, during the pendency of the trial.
3. Contention of learned counsel for the applicant is that in the FIR as well as in the statement of injured witnesses, specific allegation of causing firearm injury has been assigned to the co-accused Anu Yadav and on his pointing out, a pistol has also been recovered and no specific role has been assigned to the applicant to cause injury to any other injured person. The postmortem report also shows that deceased died because of firearm injury. It is lastly submitted that in the same incident, four persons from applicant's side have also received injury for which FIR was lodged by the applicant through 175(4) BNSS on 28.03.2026. It is further submitted that the applicant has explained the criminal history of one case in the accompanying affidavit. The applicant is languishing in jail since 10.02.2026. In case, he is granted bail, he will not misuse the liberty of bail and would

cooperate in the trial proceedings.

4. Per contra, learned counsel for the first informant and learned A.G.A. have vehemently opposed the prayer for bail but could not dispute the aforesaid facts.

5. Considering the entire facts and circumstances of the case, submissions of learned counsel for the parties and keeping in view the nature of offence, evidence, complicity of the accused and taking into account overcrowded jails and heavy pendency of criminal cases before the trial courts as well as considering the mandate of the judgement of the Apex Court in the case of **Kapil Wadhawan vs Central Bureau of Investigation** reported in **2025 SCC OnLine SC 3038** as well as guideline of this Court in the case of **Maya Tiwari Vs. State of U.P.** reported in **2024 SCC Online All 6765** regarding grant of bail and without expressing any opinion on the merits of the case, I am of the opinion that the applicant is entitled to be enlarged on bail. Accordingly, the present application is **allowed**.

6. Let the applicant- **Laldhar Yadav**, involved in the aforementioned crime be released on bail, on his furnishing a personal bond and two sureties each in the like amount, to the satisfaction of the court concerned, with the following conditions:-

- 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 cooperate in the trial/investigation sincerely without seeking any adjournment.
- iii. The applicant shall not indulge in any criminal activity or commission of any crime after being released on bail.
- iv. The applicant shall attend in accordance with the conditions of the bond executed by him.

7. In case of breach of any of the above conditions, it shall be a

ground for cancellation of bail.

8. Identity, status and residence proof of the applicant and sureties be verified by the court concerned before the bonds are accepted.

9. Verification of mobile number and Aadhaar card of the applicant as well as sureties should be verified by the court concerned.

10. It is further directed that the trial court shall send the release order to the concerned jail through Bail Order Management System (BOMS) to ensure early release of the applicant.

11. Office is directed to send a copy of this order to the applicant through **Bhadohi Jail Superintendent** via e-mail or on e-prison portal and Trial Court via e-mode within 24 hours in compliance of the order of the Apex Court in the case of **Policy Strategy for Grant of Bail, In Re: Suo Motu Writ Petition (Crl.) No.4 of 2021** decided on **31.01.2023** reported in **(2024) 10 SCC 685** as well as **Pila Pahan@Peela Pahan and others Vs. State of Jharkhand and another**, in **Writ Petition (Criminal) No. 169 of 2025**, decided on **29.05.2026**.

(Arun Kumar Singh Deshwal,J.)

**June 5, 2026**  
S.C.