



HIGH COURT OF JUDICATURE AT ALLAHABAD

**CRIMINAL MISC. ANTICIPATORY BAIL APPLICATION U/S 482 BNSS No.
- 292 of 2026**

Mohd Alam

.....Applicant(s)

Versus

State Of U.P. And 2 Others

.....Opposite Party(s)

Counsel for Applicant(s) : Prabhav Srivastava
Counsel for Opposite Party(s) : G.A.

Court No. - 72

HON'BLE JITENDRA KUMAR SINHA, J.

1. Heard Sri Prabhav Srivastava, learned counsel for the applicant and Sri Roopak Chaubey, learned A.G.A. for the State and perused the record.

2. Present application has been moved seeking anticipatory bail in Case Crime No. 0333 of 2024, under Sections 191(3), 223(b), 309(4), 125, 109(1), 121(2), 121(1), 132, 221, 352, 115(2), 190, 191(2) B.N.S., Police Station Sambhal, District Sambhal with the prayer that in the event of arrest, applicant may be released on bail.

3. Learned counsel for the applicant submits that applicant is innocent and he has an apprehension that he may be arrested in the above-mentioned case. He further submits that no offence is made out against the applicant and he is not named in the FIR and he himself has suffered gunshot injury on his person in the alleged incident and he underwent treatment for the same. It was also submitted that applicant undertakes to co-operate during trial and he would appear as and when required by the investigating agency or Court. It has been stated that in case, applicant is granted anticipatory bail, he shall not misuse the liberty of bail and will co-operate with the investigation and would obey all conditions of bail.

4. On the other hand, learned AGA prays for some time to file counter affidavit. It is also submitted that the applicant has not received any gunshot injury from the fire by the police personnel.

5. It may be stated that in case of *Siddharam Satlingappa Mhetre v. State of Maharashtra*, (2011) 1 SCC 694, it has been held by Hon'ble Supreme Court that while deciding anticipatory bail, the Court must consider nature and gravity of accusation, antecedent of accused, possibility of accused to flee from justice and that Court must evaluate entire available material against the accused carefully and that the exact role of the accused has also to be taken into consideration.

6. Considering the above submissions of the learned counsel for the applicant and

without expressing any opinion on merits, the applicant- **Mohd Alam** involved in the aforesaid case crime be released on **interim anticipatory 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 **till 25.2.2026** with the following conditions :-

(i) The applicant shall not tamper with evidence and that he would appear before the trial Court on the date fixed unless exempted by the Court concerned;

(ii) 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/her/them from disclosing such facts to the Court or to any police officer;

(iii) The applicant would cooperate during trial and would not misuse the liberty of interim interim anticipatory bail bail.

(iv) The applicant shall not leave India without prior permission of the Court concerned.

7. In default of any of the conditions, the prosecution shall be at liberty to file appropriate application for cancellation of interim anticipatory bail granted to the applicant herein.

8. List this case as fresh on 25.2.2026.

9. In the meantime, learned AGA may file counter affidavit.

January 27, 2026
Abhishek

(Jitendra Kumar Sinha,J.)