2026:AHC:212833

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 36124 of 2026

Rahul Yadav

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Jalaj Singh
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. Heard Sri Jalaj Singh, learned counsel for accused applicant and learned A.G.A. for State.

2. The present bail application has been moved by the applicant accused-**Rahul Yadav** to enlarge him on bail in Case Crime No. 180 of 2026, under Sections 109(1), 191(2), 333, 115(2), 352, 351(2) of BNS, P.S.-Aonla, District- Bareilly, during the pendency of trial.

3. It is the contention of learned counsel for applicant that the accused applicant has been falsely implicated in FIR dated 29.03.2026 lodged by Premraj son of one of the injured against eight named persons including the accused applicant with allegation that there is an enmity of accused Aalam Saifi and Sumaan Saifi with nephew of the injured Harishankar. In this context, the accused persons had entered the residence of the informant and started brick batting. Due to which, Harishankar suffered injury. It is further contended that in the FIR, two persons are shown as injured namely Premraj and Harishankar, father. Premraj does not suffer any injury. Harishankar suffered one traumatic swelling on the left ankle, which was kept under observation but there is no supplementary medical report to show that it is grievous in nature. The injury was from hard and blunt object. There is no specific role assigned to the accused applicant. The applicant has criminal history of seven cases, wherein two cases, he is on bail and in five cases, applicant has not been arrested as the case are below seven years punishment. The charge sheet is submitted. The accused applicant is languishing in jail since 24.07.2026. He seeks

enlargement of accused on bail.

4. Learned A.G.A. for State opposed the bail application.

5. This Court has taken into consideration the rival submissions made by learned counsel for the parties and perused the record.

6. Considering the nature and number of injury on the injured person and there is no damage done to the residence as shown in the case diary, the accused/applicant is entitled to be released on bail.

7. Hence, without touching merit of the case, the bail application is **allowed**.

8. The accused/applicant be released on bail in the aforesaid case on furnishing a personal bond and two sureties each in the like amount to the satisfaction of court concerned in view of observation made by the Supreme Court in its dictums of **Girish Gandhi Vs. State of Uttar Pradesh [(2024) 10 SCC 674] and Policy Strategy for grant of bail in re [(2024)10SCC 685].**

9. The accused-applicant shall cooperate in judicial process for fair and speedy disposal.

(Avnish Saxena,J.)

October 9, 2026
Sharad/-

Digitally signed by :-
SHARAD KUMAR SRIVASTAVA
High Court of Judicature at Allahabad