

In Chamber

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 12982 of 2020

Applicant :- Ajay Verma

Opposite Party :- State of U.P.

Counsel for Applicant :- Surnendra Prasad Shukla, Nilam Shukla

Counsel for Opposite Party :- G.A.

Hon'ble Siddharth, J.

In view of the guidelines laid down by this Court, the urgent bail applications have been directed to be heard through Video Conferencing.

Heard learned counsel for the applicant and Sri Prabhas Mishra, learned AGA through Video Conferencing.

No objection has been received online by learned A.G.A.

The instant bail application has been filed on behalf of the applicant, **Ajay Verma**, with a prayer to release him on bail in Case Crime No. 370 of 2019, under Section 3(1) U.P. Gangsters and Anti Social Activities (Prevention) Act, 1986, Police Station- Parasrampur, District- Basti, during pendency of trial.

According to the gang chart the applicant is said to have been involved in one criminal case, wherein he is on bail and applicant has criminal history of 10 more cases which have been explained in para 7 of the affidavit filed in support of the bail application. The applicant alleges false implication in the present case due to police rivalry. He is languishing in jail since 12.12.2019.

Having considered the material on record, larger mandate of the Article 21 of the Constitution of India and the dictum of Apex Court in the case of Dataram Singh Vs. State of U.P. and another, reported in (2018) 3 SCC 22 and without expressing any opinion on the merits of the case, let the applicant involved in the aforesaid 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 that :-

1. The applicant shall not tamper with the prosecution evidence by intimidating/ pressurizing the witnesses, during the investigation or trial.
2. The applicant shall cooperate in the trial sincerely without seeking any adjournment.

3. The applicant shall not indulge in any criminal activity or commission of any crime after being released on bail.
4. In case the applicant has been enlarged on short term bail as per the order of committee constituted under the orders of Hon'ble Supreme Court his bail shall be effective after the period of short term bail comes to an end.
5. The applicant shall be enlarged on bail on execution of personal bond without sureties till normal functioning of the courts is restored. The accused will furnish sureties to the satisfaction of the court below within a month after normal functioning of the courts are restored.
6. The party shall file computer generated copy of such order downloaded from the official website of High Court Allahabad.
7. The concerned Court/Authority/Official shall verify the authenticity of such computerized copy of the order from the official website of High Court Allahabad and shall make a declaration of such verification in writing.

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

Order Date :- 30.5.2020

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