

Court No. - 43

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 17463 of 2020

Applicant :- Amir

Opposite Party :- State of U.P.

Counsel for Applicant :- Mohd. Kalim, Mary Puncha (Sheeb Jose)

Counsel for Opposite Party :- G.A.

Hon'ble Ali Zamin, J.

Heard learned counsel for the applicant and learned A.G.A. for the State and perused the material on record.

By means of this application, the applicant who is involved in Case Crime No. 906 of 2019, under sections 2/3 of U.P. Gangster and Anti Social Prohibition Activities Act, 1986, P.S. Muradangar, district- Ghaziabad and is in jail since 17.03.2020, is seeking enlargement on bail during the trial.

Learned counsel for the applicant submitted that the applicant has been implicated in the present case on the basis of his involvement in one other criminal case mentioned in gang chart, copy whereof has been annexed as Annexure-02 to the affidavit accompanying this bail application. He next submitted that the applicant has been granted bail in one criminal case also shown against him in the gang chart. Copies of the bail orders which have been collectively annexed as Annexure-03 to the affidavit accompanying this application, hence the applicant is entitled to be enlarged on bail.

The prayer for bail has been vehemently opposed by learned A.G.A. However he does not dispute the fact that the applicant has been granted bail in one criminal case mentioned against him in the gang chart.

Keeping in view, the submissions of learned counsel for the parties and without expressing any opinion on the merits of the case, this Court is of the view that the applicant is entitled to be enlarged on bail during the pendency of the trial.

Let the applicant, **Amir** be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of the court concerned in Case Crime No. 906 of 2019, under sections 2/3 of U.P. Gangster and Anti Social Prohibition Activities Act, 1986, P.S. Muradangar,

district- Ghaziabad and is in jail since 17.03.2020 subject to the following conditions:-

(a) The applicant shall attend the court according to the conditions of the bond executed by him.

(b) 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.

Order Date :- 26.6.2020

Sachin