

**Court No. - 70**

**Case :-** CRIMINAL MISC ANTICIPATORY BAIL APPLICATION U/S  
438 CR.P.C. No. - 4279 of 2020

**Applicant :-** Laik

**Opposite Party :-** State of U.P.

**Counsel for Applicant :-** Mohammad Belal

**Counsel for Opposite Party :-** G.A.

**Hon'ble Saumitra Dayal Singh,J.**

1. Heard Sri Mohammad Belal, learned counsel for the applicant and learned AGA for the State.

2. This anticipatory bail application has been filed on behalf of the applicant - **Laik**, seeking anticipatory bail in **Case Crime No.198 of 2020, under Sections -3/5/8 C.S. Act, Police Station -Garhmukteshwar, District -Hapur**, during the pendency of trial.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated. The FIR was lodged against unknown persons with respect to recovery of unspecified quantity of beef found lying in jungle. The applicant further claims that merely because of certain other case wherein the applicant has been similarly falsely implicated, the applicant is being harassed at the hands of the police. While, learned AGA has cited criminal history of similar case, at present, insofar as the present case is concerned, the applicant is entitled to grant of anticipatory bail as there is no real threat of his fleeing away from justice.

4. In view of the above, no useful purpose would be served in keeping the present application pending or calling for counter affidavit from the State. Without expressing any opinion on the merits of the case, the applicant is entitled to be released on anticipatory bail, at this stage.

5. In the event of arrest of the applicant - **Laik**, involved in the aforesaid case crime, he shall be released on anticipatory bail during investigation, on his furnishing a personal bond of Rs. 50,000/- with two sureties of the like amount to the satisfaction of the Station House Officer of the police station concerned on the following conditions:

(i) The applicant shall make himself available for interrogation by a police officer as and when required.

(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 from disclosing such facts to the court or to any police officer or tamper with the evidence.

(iii) The applicant shall not leave India without the previous permission of the court.

(iv) In default of any of the conditions mentioned above, the investigating officers shall be at liberty to file appropriate application for cancellation of anticipatory bail granted to the applicant.

6. Present application is **disposed of**.

**Order Date :-** 31.7.2020

S.Chaurasia