

**Court No. - 38**

**Case :-** CRIMINAL MISC. BAIL APPLICATION No. - 32535 of 2020

**Applicant :-** Asif

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

**Counsel for Applicant :-** Devi Dayal

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

**Hon'ble Subhash Chand,J.**

Heard learned counsel for applicant(s), learned A.G.A. and perused the record.

This bail application has been preferred by the accused-applicant(s), Asif, who is involved in Case Crime No. 213 of 2020, under Sections 307 I.P.C. & Sections 3/5Ka/8 of Prevention of Cow Slaughter Act, P.S.- Baldev, District-Mathura.

Learned counsel for the applicant(s) in support of his prayer for bail submits that the applicant(s) is innocent and he has been falsely implicated in the present case. It is further submitted that it is a case of no injury and transportation of cow has been alleged in the FIR; the applicant has no criminal antecedents. The applicant is languishing in jail since 25.7.2020.

Learned A.G.A. vehemently opposed the prayer for bail but conceded that none has received any type of injury.

In view of the facts and circumstances of the case and the submissions made by learned counsel for both sides and going through the record, without commenting on the merits of the case, I find it a fit case for bail.

Let applicant(s), **Asif**, be released on bail in the aforesaid case crime number on his furnishing a personal bond and two reliable sureties of the like amount to the satisfaction of the court concerned with the following conditions:

- (i) The applicant(s) shall not indulge in any criminal activity.
- (ii) The applicant(s) shall not tamper with the prosecution evidence.
- (iii) The applicant(s) shall not pressurize the prosecution witnesses.

(iv) The applicant(s) shall regularly appear on the dates fixed by the trial court unless his personal attendance is exempted by the trial court.

In case of default of any of the conditions enumerated above, liberty is given to the trial court to cancel the bail of the applicant(s) without any reference to this Court.

**Order Date :- 22.10.2020**

Prajapati