

**Court No. - 71**

**Case :-** CRIMINAL MISC ANTICIPATORY BAIL APPLICATION U/S  
438 CR.P.C. No. - 18844 of 2021

**Applicant :-** Mohammad Asif Ansari

**Opposite Party :-** State Of U.P. And 3 Others

**Counsel for Applicant :-** Nagendra Nath Mishra, Nitya Nand Mishra

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

**Hon'ble Deepak Verma, J.**

Heard learned counsel for the applicant, learned AGA on behalf of the State and perused the record.

This anticipatory bail application (under section 438 Cr.P.C. ) has been moved by the applicant, Mohammad Asif Ansari seeking bail in Case Crime No.367 of 2019, under Sections 504, 506, 354 I.P.C., Police Station Barhalganj, District Gorakhpur, till conclusion of trial.

It is argued by the learned counsel for the applicant that the applicant is innocent and has been falsely implicated in the present case. From perusal of FIR, it is clear that the occurrence took place on 30.11.2019 whereas First Information Report has been lodged on 03.12.2019 but there is no proper explanation of delay in lodging the present FIR.

Per contra, learned AGA opposed the bail prayer of the applicant and submits that there is direct allegation against the applicant and chargesheet has been submitted after collecting credible evidences against the applicant.

Considering the facts and circumstances of the case and submissions of the parties and looking to seriousness and gravity of offence, evidence, complicity of the accused, without expressing any opinion on the merits of the case and considering the submission advanced, I find that no good ground is made out for enlarging the applicant on bail.

The anticipatory bail application is accordingly, **rejected**.

**Order Date :-** 30.11.2021

SKD