

Court No. - 33

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 27071 of 2022

Applicant :- Reetu Singh And 2 Others

Opposite Party :- State of U.P.

Counsel for Applicant :- Vandana Mishra, Anjul Dwivedi, Sai Girdhar

Counsel for Opposite Party :- G.A.

Hon'ble Siddharth, J.

Heard Sri Sai Girdhar, learned counsel for the applicants and learned A.G.A for the State.

There is allegation against the applicants and other co-accused persons is that they are the office bearers of a registered Finance Company and they have collected huge amount from the public and are not returning the same. The applicants have large criminal history of 84 cases of similar nature. In some cases they have already been enlarged on bail and in most of the cases their bail application is pending.

Counsel for the applicants submits that although the applicants have been implicated but the company has not been implicated as accused in the FIR which was necessary for the prosecution. The applicants are in jail since 30.08.2021.

On the other hand learned A.G.A has opposed the prayer for bail.

Keeping in view the nature of the offence, evidence, complicity of the accused, submissions of the learned counsel for the parties, 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, the Court is of the view that the applicant has made out a case for bail. The bail application is allowed.

Let the applicants, Reetu Singh, Vikash Singh and Pradeep Yadav, involved in Case Crime No. 245 of 2021, under Sections- 419, 420, 409 IPC, Police Station- Chetganj, District- Varanasi, be released on bail on their furnishing a personal bond and two sureties each in the like amount to the satisfaction of the court concerned subject to following conditions. Further, before issuing the release order, the sureties be verified.

1. The applicants will not tamper with the evidence during the trial.
2. The applicants will not pressurize/ intimidate the prosecution witness.
3. The applicants will appear before the trial court on the date fixed, unless personal presence is exempted.
4. The applicants shall not commit an offence similar to the offence of which they are accused, or suspected of the commission of

which they are suspected.

5. The applicants 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 their from disclosing such facts to the Court or to any police officer or tamper with the evidence.

In case of breach of any of the above conditions, the complainant is free to move an application for cancellation of bail before this court.

Order Date :- 30.6.2022

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