



2026:AHC:136869

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 25489 of 2026

Rohit @ Pushpendra Rana

.....Applicant(s)

Versus

State of U.P.

.....Opposite
Party(s)

Counsel for Applicant(s)	:	Mohd. Naushad
Counsel for Opposite Party(s)	:	G.A.

Court No. - 75

HON'BLE DR. GAUTAM CHOWDHARY, J.

1. Heard learned counsel for the applicant and learned A.G.A. for the State.

2. The present application has been filed to direct the Trial Court/Court concerned to consider and accept the personal bond and two sureties in one criminal case treating the same for all the four criminal cases mentioned in the paragraph no.5 of the affidavit filed in support of the instant application.

3. Learned counsel for applicant contends that applicant is unable to arrange 10 sureties. Consequently, in spite of the fact that applicant has already been released on bail in all four criminal cases pending against him, the applicant has yet not been released from jail, as applicant has failed to furnish separate surety bonds in all the cases. In the facts and circumstances of the case, it is thus urged that applicant be directed to furnish a common personal bond and common surety bonds of like amount in all the cases. He therefore contends that appropriate direction be issued to the concerned trial Court.

(2) Case Crime No.309 of 2022, Under Section 307 I.P.C., Police Station Kandhla, District Shamli;

(3) Case Crime No.310 of 2022, Under Sections 3/25, 5/27 Arms Act, Police Station Kandhla, District Shamli;

(4) Case Crime No. 123 of 2023, Under Sections 411, 394 I.P.C., Police Station Babri, District Shamli;

(5) Case Crime No.143 of 2023, Under Section 307 I.P.C. and Sections 3/25/27 Arms Act, Police Station Babri, District Shamli.

5. He has then referred to Sections- 483, 484, 485, 486, 487, 488, 489, 490 of B.N.S.S. (hereinafter to be referred as BNSS) and on basis thereof contents that under the scheme of BNSS (hereinafter referred to as "the BNSS") there is no mandatory requirement of furnishing separate personal bonds as well as surety bonds for seeking enlargement on bail in different case crime numbers.

6. On the aforesaid factual and legal premise, learned counsel for applicant contends that such conditions which commensurate with the facts and circumstances of present case, are liable to be imposed, so that applicant who has been granted bail in all cases pending against him is ultimately bailed out.

7. Reference has also been made to the orders passed by Supreme Court dated 29.10.2018 in Hani Nishad @ Mohammad Imran @ Vikky Vs. State of U.P. and 09.08.2021 in Ramwati Awasthi & Others Vs. State of U.P. and Others. He has also referred to orders passed by this Court dated 15.03.2019 in Criminal Misc. Bail Application No.11380 of 2019,

pending against applicant. Photocopies of above orders have been supplied by learned counsel for applicant which are taken on record.

8. On the aforesaid factual and legal premise, it is urged that present application be allowed and two sureties furnished by applicant in one case crime number be accepted as sureties in all the cases.

9. Per contra, learned A.G.A. has opposed this application, but could not dispute the orders relied upon by learned counsel for applicant.

10. In view of above, present application succeeds and is liable to be allowed.

11. It is accordingly, provided that application shall be allowed to execute one personal bond and two sureties to the satisfaction of court concerned which shall hold in all four cases pending against present applicant

(Dr. Gautam Chowdhary,J.)

July 6, 2026
S.Mishra