

# **Rishi Ranjan @ Varun Thakur vs State Of U.P. on 2 December, 2024**

**Author: Ashutosh Srivastava**

**Bench: Ashutosh Srivastava**

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Neutral Citation No. - 2024:AHC:188624

Court No. - 69

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 37848 of 2024

Applicant :- Rishi Ranjan @ Varun Thakur

Opposite Party :- State of U.P.

Counsel for Applicant :- Anurag Singh

Counsel for Opposite Party :- G.A.

Hon'ble Ashutosh Srivastava,J.

Heard Shri Anurag Singh, learned counsel for the applicant and Shri Pankaj Kumar, learned A.G.A. for the State respondents and perused the record.

This bail application under Section 483 of Bhartiya Nagrik Suraksha Sanhita, 2023, has been moved on behalf of accused-Rishi Ranjan @ Varun Thakur, seeking enlargement on bail in Case Crime No. 794 of 2024, under Sections 318 (4), 336 (3), 338, 340 (2) B.N.S. and Section 3 and 10 of Uttar Pradesh Sarvjanik Pariksha Adhiniyam, 1998, Police Station Nandigram, District-Ghaziabad.

Learned counsel for the applicant argued that the accused-applicant is innocent; he has been falsely implicated in this very case crime number and is languishing in jail since 31.08.2024; First Information Report was lodged against the applicant with the averment that during the second shift of the Police Recruitment Examination 2023, held at Government Inter College, Nandgram, Ghaziabad, an issue regarding the data of Varun Thakur was flagged by the Lucknow Control Room and a data mismatch was reported but it was confirmed by the commission that the candidate's details were accurate allowing him to proceed with the examination; after the examination an interrogation of the candidate was conducted and on inspection of his mobile it was found that he possessed two Aadhar Cards one in the name of Rishi Ranjan and the other in the name of Varun Thakur; there is no independent witness of the incident; it is not the case of the prosecution that the applicant has used unfair means while giving examination; the applicant has no criminal antecedent and there is no likelihood of her fleeing from course of justice or tampering with evidence in case of release on bail; hence, bail has been prayed for.

Learned AGA has vehemently opposed, but could not dispute the fact that applicant has no criminal antecedents.

Considering all those facts and circumstances, the nature of accusations, severity of the punishment in the case of conviction and nature of supporting evidence, reasonable apprehension of tampering with the witness and prima facie case, but without commenting on merit of case, a case for bail is made out.

Accordingly, the bail application is allowed.

Let the accused-applicant, Rishi Ranjan @ Varun Thakur, involved in above mentioned case crime number be released on bail, on his executing a personal bond and two reliable sureties each, in the like amount to the satisfaction of the court concerned, subject to the following conditions:

1. The applicant will not tamper with the evidence.
2. The applicant will not indulge in any criminal activity.
3. The applicant will not pressurize/intimidate the prosecution witnesses and co-operate in the trial.
4. The applicant will appear regularly on each and every date fixed by the trial court, unless his personal appearance is exempted through counsel by the court concerned.

In the event of breach of any of the aforesaid conditions, the court below will be at liberty to proceed to cancel his bail.

Order Date :- 2.12.2024 Deepak/