Bail Application

**IN THE COURT OF THE HON’BLE SESSIONS JUDGE AT [CITY]**  
*(Or Metropolitan Magistrate / Judicial Magistrate First Class, depending on where the application is filed)*

**Criminal Misc. Application No. \_\_\_ of 20\_\_**

**IN THE MATTER OF:**

**[Accused’s Full Name]**,  
S/o or D/o [Parent’s Name],  
Aged about \_\_ years,  
Residing at [Full Address],  
... *Applicant/Accused*

**VERSUS**

**The State of [State Name]**,  
Through [Name of Police Station],  
... *Respondent*

**APPLICATION UNDER SECTION 439 OF THE CODE OF CRIMINAL PROCEDURE, 1973 FOR GRANT OF REGULAR BAIL**

The Applicant respectfully submits as under:

**1. That the Applicant has been arrested in connection with FIR No. \_\_\_\_ dated \_\_\_\_, registered at [Name of Police Station], under Sections [mention IPC sections or other laws, e.g., 420 IPC].**

**2. That the Applicant is innocent and has been falsely implicated in the said case. The allegations made are exaggerated and unsubstantiated.**

**3. That the investigation in the said matter is either complete or at a stage where custodial interrogation of the Applicant is no longer required.**

**4. That the Applicant has been in judicial custody since [mention date of arrest], and continued detention serves no further purpose.**

**5. That the Applicant is a permanent resident of [City/State] and undertakes to be available for investigation and trial whenever required.**

**6. That the Applicant has clean antecedents and no previous criminal record.**

**7. That the Applicant undertakes not to tamper with evidence, not to influence witnesses, and not to abscond from the process of law.**

**8. That the Applicant is ready to abide by any conditions that this Hon’ble Court may impose while granting bail.**

**PRAYER**

In the light of the above, the Applicant most respectfully prays that this Hon’ble Court may be pleased to:

a) Grant regular bail to the Applicant in connection with FIR No. \_\_\_\_ dated \_\_\_\_, registered under Sections \_\_\_\_\_ IPC at [Police Station];

b) Pass any other or further reliefs that this Hon’ble Court may deem just and proper in the interest of justice.

**Place:** [City]  
**Date:** [DD/MM/YYYY]

Filed by:  
[Signature of Advocate]  
*Advocate for the Applicant*  
(Name)

**VERIFICATION**

I, [Applicant’s Full Name], the Applicant above named, do hereby verify that the contents of paragraphs 1 to 8 of this bail application are true and correct to my knowledge and belief and nothing material has been concealed.

Verified at [City] on this the \_\_ day of [Month], 20\_\_.

**[Signature of the Applicant]**  
(Applicant)

**📝 STUDENT NOTES:**

🔸 **What is Regular Bail?**  
It is bail **after arrest** — filed under **Section 439 CrPC** before the **Sessions Court or High Court**.

🔸 **Difference from Anticipatory Bail?**

* **Anticipatory Bail (Sec 438)**: Filed *before* arrest (fear of arrest)
* **Regular Bail (Sec 439)**: Filed *after* arrest when the person is already in custody

🔸 **Who can file this?**

* The accused (through an advocate)
* Sometimes by family member/representative if the accused is in jail

🔸 **Where is it filed?**

* **Magistrate’s Court** (for bailable offences)
* **Sessions Court / High Court** (for non-bailable offences)

🔸 **Common bail conditions imposed:**

* Surrender of passport
* Not leaving jurisdiction
* No contact with witnesses
* Regular attendance before court/police

🔸 **Pro Tip for Students:**

* Always include that the accused will **not tamper with evidence**, **not abscond**, and **will co-operate** with trial/investigation
* Bail is not a right in non-bailable cases — courts use **judicial discretion**