

# Saurabh Sharma vs State Of U.P. on 6 April, 2021

**Author: Subhash Chand**

**Bench: Subhash Chand**

HIGH COURT OF JUDICATURE AT ALLAHABAD

?Court No. - 86

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 16044 of 2021

Applicant :- Saurabh Sharma

Opposite Party :- State of U.P.

Counsel for Applicant :- Rajiv Sharma, Abhishek Sharma

Counsel for Opposite Party :- G.A.

Hon'ble Subhash Chand, J.

Heard learned counsel for applicant(s), learned A.G.A. and perused the record.

This bail application has been preferred by the accused-applicant(s), Saurabh Sharma, who is involved in Case Crime No. 0065 of 2021, under Sections 420, 467, 468, 471, 275, 120-B of I.P.C., P.S.- Sikandara, District- Agra.

Learned counsel for the applicant(s) in support of his prayer for bail submits that the applicant(s) is innocent and he has been falsely implicated in the present case. It is further submitted that as per FIR case the allegations in regard to manufacturing adulterated drugs is against the co-accused Pradeep Rajora and Dheeraj Rajora by whom Rajora Distributors was being run. The alleged adulterated drugs were recovered from the firm i.e Rajora Distributors. The role of applicant is only packing the box of these drugs, for whom Rs.50/- per box was being paid. The applicant is the licensee under the Food Safety and Standard Act. No alleged offence is made out against the

applicant. The applicant has been languishing in jail since 19.02.2021 having no criminal antecedents.

Learned A.G.A. vehemently opposed the prayer for bail and contended that the applicant has played the main role in the commission of alleged offence.

In view of the facts and circumstances of the case and the submissions made by learned counsel for both sides and going through the record, without commenting on the merits of the case, I find it a fit case for bail.

Let applicant(s), Saurabh Sharma, be released on bail in the aforesaid case crime number on his furnishing a personal bond and two reliable sureties of the like amount to the satisfaction of the court concerned with the following conditions:

- (i) The applicant(s) shall not indulge in any criminal activity.
- (ii) The applicant(s) shall not tamper with the prosecution evidence.
- (iii) The applicant(s) shall not pressurize the prosecution witnesses.
- (iv) The applicant(s) shall regularly appear on the dates fixed by the trial court unless his personal attendance is exempted by the trial court.

In case of default of any of the conditions enumerated above, liberty is given to the trial court to cancel the bail of the applicant(s) without any reference to this Court.

Order Date :- 6.4.2021 Prajapati