

Court No. - 65

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 19917 of 2025

Applicant :- Shahrukh Khan

Opposite Party :- State of U.P.

Counsel for Applicant :- Saiyad Iqbal Ahmed

Counsel for Opposite Party :- G.A.

Hon'ble Krishan Pahal,J.

1. List has been revised.
2. Heard Sri Rizwan Ahmad, holding brief of Sri Saiyad Iqbal Ahmed, learned counsel for the applicant and Sri Pranshu Kumar, learned A.G.A. for the State and perused the record.
3. Applicant seeks bail in Case Crime No. 194 of 2025, under Sections 152, 197 of BNS, Police Station Sasani, District Hathras, during the pendency of trial.
4. Learned counsel for the applicant has argued that the applicant is absolutely innocent and has been falsely implicated in the present case. He has nothing to do with the said offence as alleged in the FIR.
5. Learned counsel has further stated that the applicant is not named in the FIR. It was the named accused Ashraf Khan @ Nisrat who had posted the indecent edited video on social media portraying the country in bad shape, although, the applicant is stated to have shared the said indecent video on social media. The applicant has nothing to do with the said offence and his account has been misused by somebody else.
6. The criminal history of one case assigned to the applicant has been explained. The applicant is languishing in jail since 16.05.2025 and he is ready to cooperate with trial. In case, the applicant is released on bail, he will not misuse the liberty of bail.
7. Per contra, learned AGA has vehemently opposed the bail application but unable to dispute the submissions raised by the learned counsel for the applicant.

8. In the case of **Prabhakar Tewari Vs. State of U.P. and another, (2020) 11 SCC 648**, the Supreme Court has observed that pendency of several criminal cases against an accused by itself cannot be a basis for refusal of bail.

9. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties and without expressing any opinion on the merit of the case, I find it a fit case to release the applicant on bail. The bail application is **allowed**.

10. Let the applicant- **Shahrukh Khan**, who is involved in aforementioned case crime be released on bail on his 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.

- i) The applicant shall not tamper with the evidence during trial.
- ii) The applicant shall not pressurise/intimidate with the prosecution witnesses.
- iii) The applicant shall appear before the trial court on the date fixed.

11. In case of breach of any of the above conditions, it shall be a ground for cancellation of bail.

12. It is made clear that observations made in granting bail to the applicant shall not in any way affect the learned trial Judge in forming his independent opinion based on the testimony of the witnesses.

Order Date :- 4.8.2025

Sumit S

(Justice Krishan Pahal)