

Court No. - 66**Case :-** CRIMINAL MISC. BAIL APPLICATION No. - 22074 of 2025**Applicant :-** Ansar Ahmad Siddique**Opposite Party :-** State of U.P.**Counsel for Applicant :-** Devesh Kumar Shukla, Dharmesh Kumar Shukla**Counsel for Opposite Party :-** G.A.**Hon'ble Siddharth, J.**

Heard learned counsel for the applicant; learned AGA for the State and perused the material placed on record.

The instant bail application has been filed on behalf of the applicant, **Ansar Ahmad Siddique**, with a prayer to release him on bail in **Case Crime No. 196 of 2025, under Sections 197, 152 B.N.S., Police Station Chhatari, District- Bulandshahar**, during pendency of trial.

There are allegations in the FIR that applicant has shared a post on social media platform of facebook wherein appeal was made for propagating *Zihad*, saying *Pakistan Zindabad* and appealing to his brothers to support Pakistani brothers. It is alleged that such a post has hurt the national sentiments and militated against the sovereignty and integrity. It has also hurt their national sentiments of the Indians .

Learned counsel for the applicant has submitted that applicant has only shared video on facebook on 3rd May, 2025. He is an old man, aged about 62 years and undergoing medical treatment.

Learned AGA has vehemently opposed the prayer for bail of the applicant and submitted that the conduct of the applicant is against the interest of the country and applicant does not deserves to be enlarged on bail. He has further submitted that video has been posted after Srinagar carnage of 26 innocent persons and therefore it clearly proves that the applicant supports the terrorists' act also on religious grounds.

After hearing the rival contentions, this Court finds that as per Article 51-A(a), it is duty of every citizen of India, to abide by the Constitution and respect its ideals and institutions, the National Flag and the National Anthem and as per sub clause (c), to uphold and protect the sovereignty, unity and integrity of India.

Clearly the act of the applicant is disrespectful to the Constitution and its ideals and also his act amounts to challenging the sovereignty of India and adversely affecting unity and integrity to India by sharing anti social and anti Indian post. The applicant is a senior citizen and his age shows that he is born in independent India. His irresponsible and anti national conduct does not entitles him to seek protection of his

right to liberty guaranteed under Article 21 of the Constitution of India.

Commission of such offences is becoming routine affair in this country because the courts are liberal and tolerant towards such acts of people with anti national bent of mind. It is not a fit case for enlarging the applicant on bail at this stage.

The bail application is, accordingly, **rejected**.

The trial court is directed to conclude the trial against the applicant, as expeditiously as possible, as per Section 346 B.N.S.S./309 Cr.P.C.

Order Date :- 26.6.2025

Ruchi Agrahari