



HIGH COURT OF JUDICATURE AT ALLAHABAD
HABEAS CORPUS WRIT PETITION No. - 125 of 2026

Sachin Arya @ Sachin Bhartiya And Another

.....Petitioner(s)

Versus

State Of Uttar Pradesh And 4 Others

.....Respondent(s)

Counsel for Petitioner(s) : Nehal Kumar Banaudha, Rahul Yadav,
Swarn Kumar Yadav
Counsel for Respondent(s) : G.A.

Court No. - 46

HON'BLE SIDDHARTH, J.
HON'BLE JAI KRISHNA UPADHYAY, J.

1. Heard Shri Swarn Kumar Yadav, learned counsel for the petitioners, learned A.G.A. for State-respondents and perused the pleadings on record.

2. On 12.2.2026, following order was passed-:

"1. Counter affidavit filed on behalf of Respondent No.4 is taken on record.

2. Since the petitioner has been arrested for committing offences under Section 3 and Section 25 (1B) (a) of the Arms Act, 1959, for which the minimum sentence to be awarded is two years which may extend to five years and, therefore, the arrest of the petitioner No.1, Sachin Arya @ Sachin Bhartiya, is, prima facie, illegal and in violation of the mandate of the Apex Court in the case of Satendra Kumar Antil vs. C.B.I. & another, 2026 SCC OnLine SC 162.

3. The petitioner No.1, Sachin Arya @ Sachin Bhartiya, is directed to be released forthwith without waiting for the supply of certified copy of this order to the Respondent Nos. 4 and 5.

4. Since the Respondent No.4, S.H.O., Police Station, Dhoomanganj, Prayagraj is present in Court, the order shall be complied forthwith without waiting for certified copy of this order.

5. On the next date, the date and time when the petitioner no.1 was released

from the custody shall be disclosed in the affidavit to be filed by respondent no.4.

6. The Respondent Nos. 4 and 5 are directed to show cause as to what punishment should be awarded to them for violating the mandate of the Apex Court in the case Satendra Kumar Antil Vs. Central Bureau of Investigation & Another) (2026 SCC OnLine SC162), by the next date fixed.

7. Put up on 17.2.2026 as fresh.

8. Registrar (Compliance) is directed to communicate a copy of this order to the A.C.P. concerned within 24 hours.

9. Let a certified copy of this order be issued today. "

3.In compliance of the aforesaid order two compliance affidavits have been filed on behalf of respondent nos. 4 and 5 today, stating that in compliance of the order of this Court dated 12.2.2026, petitioners were released on 13.2.2026 at 8.40 A.M. from District Jail, Naini.They have tendered their unconditional apology and prayed for forgiveness too.

4.We find that order dated 12.2.2026 was passed by this court around 11 A.M. and direction was issued to release the petitioners forthwith without waiting for the supply of certified copy of this order to the respondent nos. 4(Station House Officer, P.S. Dhoomanganj, District Nagar (Commissionerate Prayagraj) and 5 (Sub-Inspector, Digvijay Singh, Incharge of T.P. Nagar P.S. Dhoomanganj, District - Nagar(Commissinerate Prayagraj).At that time respondent no.4 was present in court.

5.It is clear that order of this court was complied after about 20 hours of passing of the same.Therefore, this court finds that respondent nos. 4 and 5 have no respect for law of the land. The petitioners have allegedly committed offences punishable upto or below seven years and against the judgement of the Apex Court in the case of **Satendra Kumar Antil vs. C.B.I. & another, 2026 SCC OnLine SC 162**, the respondent nos. 4 and 5, have arrested the

petitioners. Therefore conduct of the respondent nos. 4 and 5 amounts to contempt of the Hon'ble Supreme Court.

6. Therefore, we hereby direct the Commissioner of police, Prayagraj to take appropriate action against the respondent nos. 4 and 5 within three days and communicate the same to this court on the next date fixed.

7. Put up this case on 23.2.2026 as a fresh case.

8. Registrar (Compliance) of this court is directed to communicate this order to the Commissioner of Police , Prayagraj within 36 hours

(Jai Krishna Upadhyay,J.) (Siddharth,J.)

February 17, 2026

Atul kr. sri.