

FIR No. 332/16
PS : **Pahar Ganj**
State v. Amit Nayak & Ors.

21.09.2017

Present: Sh. Sunit Tiwari and Sh. Amit Saini, counsel for
accused-applicant Tarush.

Sh.Wasi-Ur-Rehman, Addl. PP for the State with SI
Harpal Singh, from PS Pahar Ganj.

B. A. No. 237/17 of Tarush accused.

SI Harpal Singh has submitted report on the bail
application filed on behalf of accused-applicant Tarush seeking
interim bail.

This application for interim bail came to be filed
only yesterday on the ground that accused-applicant is to
appear in 10th standard examination conducted by National
Institute of Open School, Regional Centre, Delhi. Examination
Centre is Jain Happy School, Sector – 2, DIZ Area, Gole Market
Delhi.

As per the date sheet, accused-applicant to appear
in theory examination on 06.10.2017, 07.10.2017, 09.10.2017,
10.1.2017, 11.10.2017 & 24.10.2017 and prior thereto, he is

to appear in practical examination on 23.09.2017 to 27.09.2017 and on 28.09.2017 to 03.10.2017.

Learned Addl. PP opposes the interim bail application on the ground that this is a case involving commission of offences under Section 302 read with Section 149 IPC and the case is coming up for prosecution evidence on 03.10.2017 and that the material witnesses are yet to be examined and there is possibility of extending threats to material witnesses.

Charge for offences under Section 302 read with Section 146 IPC, 307 read with Section 149 IPC, 326 read with Section 149 IPC, 326 read with Section 149 IPC and 323 IPC has been framed against the accused-applicant and others on 22.03.2017 and when the accused pleaded not guilty, case has been adjourned for prosecution evidence.

Occurrence took place on 02.09.2016 in which murder of Arvind @ Surender@ Babloo was committed and attempt was made to commit murder of Ajay PW. Grievous injuries were also inflicted on the person of Rahul and Vinod.

Learned counsel for accused-applicant submits that co-accused Prakash @ Akash was allowed interim bail on the same ground i.e. he was to appear in examination of Sr. Secondary school which was to take place on 27.04.2017, 19.04.2017 and 24.04.2017.

Having regard to the ground of parity on which co-accused was allowed bail, accused-applicant is also allowed interim bail for the period from 22.09.2017 to 24.10.2017 subject to furnishing personal bond and surety bond in the sum of Rs.10,000/- each. However, accused-applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence. Accused shall surrender at Jail or in Court on 25.10.2017 at 10 am.

Bail application stands disposed of.

(Narinder Kumar)
Special Judge NDPS – 02 (Central)
Tis Hazari Courts, Delhi.21.09.2017