

FIR No. 214/17
State Vs. Gulshan etc.
PS : Crime Branch

25.09.2018

Present: Sh. Wasi-Ur-Rehman, Addl. PP for State with
Inspector Shiv Darshan.

Both accused in JC.

Sh. Absar Ahmed, counsel for James accused.

Ms. Shefali Sharma, counsel for Gulshan
accused.

PWs Inspector Jarnail Singh and ASI Geet are
present. Because of non-supply of power supply, their
evidence cannot be recorded. Both the witnesses are bound
down for 29.10.2018.

Arguments heard on bail application no. **269/18**
of accused James Kumar. Wait for orders.

(Narinder Kumar)
Special Judge-2:NDPS Act(Central)
Tis Hazari Court:Delhi
25.09.2018

B. A. No. 269/18 of accused James Kumar

This order is to dispose of application filed on behalf of the accused-applicant for release on interim bail for 45 days. The ground is that his wife is suffering from spin problem and unable to do any work and her treatment is going at Government Medical College Hospital. Further it submitted that on 20.08.2018 wife of the accused-applicant was advised bed rest for four weeks on 20.08.2018.

IO has submitted report that wife of the accused-applicant went to Government Medical College Hospital, Chandigarh on 20.08.2018 but she was not advised bed rest.

IO has also submitted letter dated 10.09.2018 from Dr. Sudhir Kumar Garg, Professor and Head of Department Orthopedic which is also to the effect that four weeks bed rest was not at all prescribed.

Counsel for accused-applicant submits that bed rest was advised by junior doctor.

But Head of the Department has reported that OPD was shown to the Orthopedic resident doctor and he denied to have prescribed four weeks rest.

As per allegation levelled, on the basis of secret information co-accused Gulshan was found present near Bus stop, DDU Hospital, Hari Nagar, whereas accused-applicant

James came there and delivered one packet containing 1 kg charas to co-accused Gulshan.

Accused-applicant James was found in possession of 300 grams of charas. So, he carried in whole 1.300 kgs of charas in a bag.

Keeping in view the interpolation in the OPD card, as rightly submitted by learned Addl. PP, accused-applicant James Kumar is not at all entitled to relief of interim bail.

Even otherwise, Court does not find any compelling reason for release of the accused-applicant on interim bail. Bail application is hereby dismissed.

Announced

(Narinder Kumar)
Special Judge-2:NDPS Act(Central)
Tis Hazari Court:Delhi
25.09.2018