

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

**29.05.2018**

Present: Counsel for accused-applicant James Kumar (in bail application no.176/18).

Sh.Wasi-Ur-Rehman, Addl. PP for the State.

Learned Counsel for accused-applicant submits that wife of the accused-applicant is unable to move and there being no other adult member in the family of the accused-applicant, accused-applicant be released on bail so that he may take care of his wife and get her medically examined.

2. Learned Counsel has referred photocopy of Out-Patient Health Care Card and photocopy of prescription dated 14.5.18 and 25.8.18 and submitted that wife of the accused-applicant has been advised medicines for three weeks.

Learned Addl. Public Prosecutor opposes the bail application on the ground that in the medical record just now referred by Learned Counsel for accused-applicant, there is nothing to suggest that wife of accused-applicant has been advised rest or surgical operation.

As per prescription dated 14.5.18 and 25.8.18 by the doctor of Government Medical College Hospital, Chandigarh, medicines have been prescribed to Smt.Monika wife of the accused-applicant. But there is nothing to suggest

as to the further course of action to be taken by the doctor, which requires need of the accused-applicant.

3. Learned Counsel for accused-applicant submits that accused-applicant is to pay school fee of his son and as such he be released on bail. When court has enquired as to what is the total amount of fee to be paid, Learned Counsel submits that it is worth Rs.3,000/-. Court is inclined to grant custody parole to the accused if he is to collect money from someone, but Ld. Counsel submits that accused-applicant is not to avail of custody parole.

4. Case is coming up for arguments on the point of charge on 03.07.2018.

For the present, court does not find any compelling reason to release the accused-applicant James on bail. Bail application of accused-applicant James Kumar is hereby dismissed.

(Narinder Kumar)  
Special Judge NDPS – 02 (Central)  
Tis Hazari Courts, Delhi.29.05.2018