

State Vs Sunny @ Rakesh
FIR NO. 491/2015
under Section 307/120-B/34 IPC and 25/27 Arms Act
PS Subzi Mandi
CNR NO. -DLCT01-004315-2015

25.02.2022

Proceedings conducted physically in compliance of circular no.-67/RG/DHC/2022 dated 11.02.2022 of Hon'ble High Court of Delhi and also circular no.-4648-4858/DJ/(HQ)/COVID Lockdown/Physical Courts Roster/2022 dated 11.02.2022 of Ld. Principal District and Sessions Judge(HQs), Delhi.

Present application has been filed on behalf of accused/applicant named above for directions to concerned Jail Superintendent for providing certain facility to accused/applicant.

Present: Sh Anil, Ld. Addl. PP for State.
Sh. Ajay Bhatia, Addl Superintendent from Central Jail No.-3, Tihar, Delhi.
Accused/applicant is produced from JC.
Sh Naveen Gaur, ld. Counsel for accused/applicant.
SI Raj Kumar i.e. Second Incharge Lockup, THC is also present.

Heard. Perused.

Accused/applicant submits that he has been provided facility of English/Western Toilet and there is no issue regarding the same. It is further submitted that chair as well as bed/Takhat has not been provided to him.

Sh. Ajay Bhatia, Addl Superintendent submits that

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common chairs are lying in the Cell/Barrack of accused/applicant and accused/applicant may use the same and no exclusive chair has been provided to any inmate. It is further submitted that the concerned doctor himself in his report has stated that bed/takhat is not advisable.

I have duly considered the rival submissions. I have perused the record carefully.

Admittedly, facility of english/western toilet has been provided to accused/applicant. Some common chairs are lying in the cell/barrack of accused/applicant and accused/applicant may use the same, if required. The concerned doctor has stated that takhat/bed is not advisable to accused/applicant.

Keeping in view the aforesaid facts and circumstances, no further order/directions are called for on the application in hand. The application filed by accused/applicant stands disposed of accordingly.

At this stage, SI Raj Kumar has filed an application praying therein that an order may be passed to produced the UTP in handcuffs of both hands from behind as accused/applicant belongs to notorious gang of Neeraj Bawana and he is a hardcore criminal and involved in many criminal cases and is having rivalry with many other gangs. Accused/applicant has been provided high risk category.

Accused has strongly opposed the application in hand on the ground that he is confined in Jail since the last 6-7 years and in view of high risk security provided to him, there are

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no chances of his absconding/threat to his life.

I have duly considered the rival submissions. I have perused the record carefully.

After duly considering the rival submissions as well as on perusal of record, I am of the considered view that application filed by SI Raj Kumar is without merits. The same is hereby dismissed and disposed of accordingly.

Copy of order be given dasti to all the parties.

(Deepak Dabas)
ASJ/Special Judge, NDPS
(Central) Tis Hazari Courts
Delhi/25.02.2022