

CNR No.DLCT01-018221-2021

SC No.466/2021

FIR No.30/2021

PS Daryaganj

U/s 364-A/377/419/347/120-B IPC & 25/27 Arms Act

State Vs. Swapnil & Ors.

26/04/2022

File taken up today on the application u/s. 439 Cr.P.C. of the accused Swapnil for grant of interim bail for the period of three months.

Present: Mr. Mohd. Iqrar, Ld. Substitute Addl. PP for the State.

Sh. Chetan Pangasa, Ld. Counsel for the accused Swapnil.

Dr. Purshottam Kumar Rai, Medical Officer In-charge, CJ-3, Tihar, New Delhi is present (through V.C.).

Treating Doctor, Orthopaedics Department, D.D.U. Hospital, Hari Nagar, New Delhi has not joined the proceedings through V.C.

One of the regular stenographers is on leave today. Regular Assistant Ahlmad is on maternity leave.

It is submitted by Medical Officer In-charge that at present, accused is not getting the treatment from Orthopaedics Department, D.D.U. Hospital, Hari Nagar, New Delhi and at present, accused is getting treatment from Dr. Ahmed Masood Aziz, Neurology/ Surgery Department, G.B. Pant Hospital, New Delhi.

Reply/ report not received from concerned Deputy Superintendent and Medical Officer In-charge, Central Jail No.3, Tihar, New Delhi.

Medical Officer In-charge seeks time for filing the appropriate report.

It is submitted by counsel for the accused that as per medical advice, accused required physiotherapy two times in a day but the accused still has not been provided physiotherapy on regular basis and medical condition of the accused is deteriorating day-by-day and left side power is also decreasing and aforesaid report is not complete and further/ appropriate report in this regard be called from the Jail Authorities and Medical Officer In-charge.

Issue fresh notice to the concerned Jail Superintendent and Medical Officer In-charge with direction to file appropriate report regarding medical condition and treatment of

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the accused and also directed to file appropriate report as to whether regular physiotherapy has been given to the accused or not, on or before the next date of hearing. They are also directed to file as to how many times in a day physiotherapy of the accused is required/ advised and how many times in a day physiotherapy is given to the accused.

Issue notice to the Medical Officer In-charge, Central Jail No.3, Tihar, New Delhi and Dr. Ahmed Masood Aziz, Neurology/ Surgery Department, G.B. Pant Hospital, New Delhi to join the proceedings through video conferencing, on the next date of hearing.

At request of counsel for the accused, the aforesaid bail application of the accused be put up for consideration on **28/04/2022 at 12:00 PM.** Date of 28/04/2022 is given at the specific request and convenience of counsel for the accused.

Meanwhile, Jail Authorities are directed to provide the requisite/ necessary/ immediate medical treatment to the accused, as per his medical condition on priority basis. Jail Authorities are also directed to give the physiotherapy to the accused on regular basis, if advised by the concerned Doctor. Jail Authorities are also directed to get the accused admitted in the Hospital inside the jail or outside the jail referral/ Govt. Hospitals on priority basis, if required, as per rules. In case, surgery of the accused is required/ planned, the Jail Authorities are directed to make necessary arrangements for the same on priority basis. Jail Authorities are also directed to provide appropriate/ requisite diet to the accused as per his medical condition.

Copy of this order be sent to the concerned Jail Superintendent and Medical Officer In-charge and Dr. Ahmed Masood Aziz, Neurology/ Surgery Department, G.B. Pant Hospital, New Delhi for information and compliance.

Order be uploaded on the website of the Delhi District Court.

(Vijay Shankar)
ASJ-05, Central District
Tis Hazari Courts, Delhi
26/04/2022(G)