

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.

30/04/2022

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.

Accused Swapnil produced from CJ-3 (through V.C.).

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

Dr. Virender Yadav, Medical Officer, CJ-3, Tihar, New Delhi (through V.C.).

Dr. Prashant Lakhe, Neurosurgery Department, G.B.Pant Hospital, New Delhi (through V.C.).

This Court is looking after the work of Ld. Link Court also.

Regular Assistant Ahlmad is on maternity leave.

Reply/ report received from the Additional Superintendent and Medical Officer In-charge, Central Jail No.3, Tihar, New Delhi.

It is submitted by Dr. Prashant Lakhe that at present, he is the treating doctor of accused Swapnil and he has not received the requisite details in respect of the accused Swapnil and same be supplied to him for the purpose of filing appropriate reply/ report. Jail Authorities are directed to provide the requisite details of the accused Swapnil today itself.

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, treatment of the accused and schedule of physiotherapy given to the accused and also directed to file appropriate

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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.

Dr. Prashant Lakhe is directed to file detailed report regarding medical condition and treatment of accused Swapnil on or before the next date of hearing.

Dr. Virender Yadav, Medical Officer, CJ-3, Tihar, New Delhi and Dr. Prashant Lakhe are bound down to join the proceedings through V.C 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 **05/05/2022 at 12:00 PM.** Date of 05/05/2022 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. Prashant Lakhe, Neurosurgery 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
30/04/2022(G)