



CNR No. DLCT01-018233-2021

IA No. 02/2023

SC No. 750/2021

State Vs. Kamal Shukla

FIR No. 775/2021

PS Burari

U/s. 302 IPC

**INTERIM BAIL APPLICATION OF APPLICANT KAMAL
SHUKLA SON OF SH. RAMESH CHAND**

09th October, 2023

Present: Sh. Mohd. Iqrar, Ld. Addl. PP for State.
Sh. Ashutosh Bhardwaj, Id. Counsel for
applicant/accused.
SI Rajeev Kumar, PS Burari in person.

1. This is an application filed on behalf of the applicant/accused Kamal Shukla (hereinafter referred to as applicant) for grant of interim bail.
2. It is argued that the applicant is in J.C. since 18.09.2021. It is further argued that the wife of the applicant is having stone in gall bladder and she is also having liver problem. It is further argued that the wife of the applicant was having heavy stomach pain and for which she visited Dr. BSA Hospital, Rohini for treatment and on 12.09.2023, the doctor has given probable date of her admission as 12.12.2023 for operation. It is further argued that the long date has been given by the doctor of Dr. BSA Hospital and she wants her surgery/operation to be conducted at the earliest in some private hospital as the pain of stone is unbearable to her. It is further argued that there is no one

in the family of the applicant to look after his wife at the time of surgery/operation of his wife, if conducted and the presence of the applicant is necessary at the time of operation. It is prayed that the applicant be released on interim bail.

3. The application is opposed by the Ld. Addl. PP for State. It is submitted that the allegations against the applicant are of heinous in nature. It is further submitted that the applicant was actively involved in the commission of the offence. It is further submitted that the applicant may threaten the witnesses, if released on bail. It is prayed that the bail application of the applicant be dismissed.
4. The medical treatment documents filed by the applicant have been verified from the concerned Dr. BSA Hospital vide report dated 09.10.2023.
5. Arguments heard. Record perused.
6. The allegations against the applicant are of heinous offence of murder. The present application for interim bail has been filed for looking after the wife of the applicant who has been given the date of admission for surgery as 12.12.2023 which itself reveals that there is no urgency for admission and surgery. Moreover, no medical documents have been produced by the applicant to show any urgency for medical surgery. The application also does not reveal the details of the paternal family of the wife of the applicant who could also take care of her at the time of surgery.

7. Considering the overall facts and circumstances, this Court is not inclined to grant interim bail to the applicant on the aforesaid grounds.
8. The application of the applicant Kamal Shukla for grant of interim bail is hereby dismissed.
9. Copy of this order be given dasti to the Id. Counsel for the applicant.
10. A hard as well as soft copy of this order be also sent to the concerned Jail Superintendent for information and necessary action.
11. The application is disposed of in above terms.

(SUSHIL ANUJ TYAGI)
ASJ-04/Central/Delhi
09.10.2023_(VR)