

IA No. 2/2025
SC No. 413/2019
FIR No. 207/2012
PS Sagarpur
State Vs. Niranjana @ Guddu

06.06.2025

Present: Sh. K D Pachauri, Ld. Additional PP for the State.
Sh. Apporv Shankar, Ld. counsel for
accused/applicant Niranjana @ Guddu.
IO SI Laxmi Narayan in person.

IO has filed the verification report. Same is taken on record. Copy supplied.

As per the report, it is duly verified from PS Bind, District Nalanda, Bihar that the mother of applicant/accused namely Late Ms Saraswati Devi had expired on 02.06.2025. The death certificate of mother of applicant/accused is not yet prepared. The concerned officers of PS Bind had recorded the statement of Mukhiya of the village, where, the mother of the applicant/accused used to reside prior to her death. As per the said statement, it is duly verified that she had expired on 02.06.2025.

The present application is being preferred on humanitarian ground, so that the applicant/accused could attend the last rites and ceremonies.

It is submitted by the IO that the present applicant/accused is involved in the heinous case wherein, 30kg of ganja was recovered at his instance from his room situated at Sagarpur, New Delhi. The recovery of the contra-band is of commercial quantity, since, it is exceeding 20kg. Furthermore, the conduct of the applicant/accused has not been satisfactory,

since, he could not be arrested during the investigation and inspite of NBWs issued against him by this court. Later on, he was declared PO vide order dated 30.08.2016. Thereafter, he was arrested from Bihar by the officials of police staff and was produced before this court on kalandara. The applicant/accused had absconded for about 09 years and there is a strong possibility of him absconding again and fleeing from the hands of justice.

Upon specific enquiry being made to the Ld counsel for applicant/accused, he has replied that the applicant/accused has an elder brother, who stays at his native place.

It is pertinent to point out that no application seeking custody parole was made by the applicant/accused to attend the last rites and ceremonies. The cremation has already taken place. The last application seeking grant of regular bail has been dismissed on merits by Ld Predecessor of this court vide order dated 01.05.2025.

Considering that commercial quantity of contra-band has been recovered at the instance of accused/applicant and his prior conduct of absconding for about 09 years leading into delay of trial and also considering that no application for custody parole was made and the cremation has already taken place and lastly, there is an elder brother of the applicant/accused who can attend the other last rites and ceremonies, this court is not inclined to grant him interim bail. Hence the present application is hereby dismissed and disposed off accordingly.

Copy of the order be given dasti to parties.

(Atul Ahlawat)
ASJ/Spl. Judge, NDPS/N. Delhi
06.06.2025