

IA No. 8/24 in SC No. 44277/15
State Vs. Ajay @ Chhote
FIR No. 212/2011
PS Karawal Nagar

07.09.2024

ORDER

1. Vide this order I shall dispose off the 2nd bail application u/s. 483 BNSS, 2023 moved on behalf of accused / applicant Ajay @ Chhote for grant of regular bail. Reply filed by the IO.

2. It is submitted by Id. Counsel for the applicant/accused that there is no other bail application preferred by the present applicant/accused which is pending disposal before the Hon'ble Supreme Court of India, before the Hon'ble High Court of Delhi or in any other Court in the present case FIR.

3. It is submitted by Ld. Counsel for applicant/accused that the present applicant/accused was granted regular bail in this case and he could not appear before this court on 18.04.2023 and thereafter, the Ld. Predecessor of this court had issued process u/s 82 Cr.PC against him. The applicant/accused was declared as a proclaimed offender on 25.07.2023.

4. It is submitted by Id. Counsel for the applicant/accused that in the present case, the FIR was registered in the year 2011 and the case was committed before this court in the year 2015. There are 16 prosecution witnesses in total and out of which 15 witnesses have already been examined and discharged. Only the testimony of the main IO is yet to be recorded. Therefore, there

cannot be any apprehension as to the applicant/accused influencing any prosecution witness.

5. Perusal of the record reflects that the present application has been filed by the Ld. LAC for the accused, after the said application was drafted by Ms. Damanjit Kaur, Ld. LAC who was the jail visiting advocate on 08.08.2024. The said application was marked to Sh. Rajnikant, Ld. LAC on 12.08.2024 by Ld. Secretary, DLSA, North-East, KKD, Delhi, to be filed before this court. However, at that time there was another bail application bearing IA No. 6/2024, which was filed through a private counsel namely Sh. Omvir Singh, Advocate on 06.08.2024. Therefore, at the time of marking of the present application to Sh. Rajnikant, Ld. LAC, there was another application pending before this court for grant of regular bail.

6. The earlier filed bail application vide IA no. 6/2024 was dismissed on merits on 13.08.2024, therefore, there is no merit in the present application and same is hereby dismissed.

7. Needless to say nothing expressed herein shall have any bearing on the merits of the case.

8. Application is disposed off accordingly.

9. A copy of this order alongwith the copy of order dated 13.08.2024, passed by this court be sent to Ld. Secretary, DLSA, North-East, KKD, Delhi and to concerned Jail Superintendent.

10. Copy of this order be also given dasti as prayed for.

(ATUL AHLAWAT)
ASJ (FTC)/North-
East/KKD Courts/
Delhi/07.09.2024