

**SC No.251/21**  
**FIR No.191/21**  
**PS Sarojini Nagar**  
**State vs Ajeet Kumar Rai**

**06.10.2021**

Present: Sh. Ravinder Khandelwal, Ld. Substitute Addl. PP for  
State with SI Udai Singh.

Accused Ajeet Kumar Rai produced from J/c.

Sh. Arvind Kumar, Ld. Counsel for accused.

An application u/s 439 CrPC for grant of bail has been  
moved on behalf of accused Ajeet Kumar Rai.

Reply filed.

Arguments heard on the bail application.

**BAIL ORDER**

1. Vide this order, I propose to dispose off the bail application moved on behalf of accused Ajeet Kumar Rai. In the backdrop, an FIR No.191/2021 u/S 307 IPC was registered on the complaint of Ms. Preeti. The complainant alleged that on 18.07.2021, the accused who used to reside in the same building, where the complainant resides alongwith her family, uttered some wrong words about her sister. On hearing this, father of the complainant went to house of accused at IInd floor. There was

some verbal dual between the father of complainant and accused. On hearing the commotion, the complainant alongwith her sister Pooja went to the house of accused at IInd Floor. The complainant alleged that the accused with an intention to kill her sister, took out a double barrel gun and pointed the same at her sister. The complainant also stated that while she was trying to rescue her sister, she caught the barrel from her left hand and pushed it towards upside. In the meantime, the accused fired the gun shot intentionally on account of which the complainant suffered injury on her palm. The complainant was taken to hospital. The accused was arrested and the weapon of offence was recovered. Charge sheet in this case was filed on 16.09.2021. The opinion on the injury is yet to be ascertained.

2. Accused has sought bail on the ground that the charge sheet has already been filed and the trial may take a long time. It has been submitted that there was no intention or knowledge on the part of the accused. It has been submitted that the accused was having a licensed gun and had been working as security guard. It has been submitted that accused has roots in the society. Ld. Counsel for accused has relied upon Prahlad Singh Bhati Vs NCT, Delhi, (2001) 4 SCC 280, Siddharam Satlingappa Mhetre Vs State of Maharashtra, (2011) 1 SCC 694 and Sanjay Chandra

Vs CBI, (2012) 1 SCC 40.

3. IO in his reply stated that the accused has committed a serious offence and resides in the same locality where the complainant resides. It has been submitted that if the accused is granted bail, he may threaten the complainant and her family and may flee away from justice. Ld. Substitute Addl. PP has submitted that offence is serious in nature and victim has still not fully recovered. In view of the facts and circumstances, the accused may not be admitted to bail.

4. Ld. Counsel for accused has submitted that accused is in custody since 18.07.2021. Even as per the case of prosecution, the incident happened at the room of the accused where father of complainant had gone. It has been submitted that infact the gun shot was fired while the complainant was trying to snatch the licensed gun of the accused.

5. I have heard the submissions and have perused the record.

6. It is a matter of record that the incident happened at the room of the accused where allegedly the father of complainant had gone as the accused had uttered some wrong words about his daughter. There is no previous enmity between the accused and the complainant party. There is no record of the hospitalisation of

the complainant. Injuries are admittedly on the hand of the complainant. I consider that taking into account the facts and circumstances, the accused is admitted to court bail on furnishing personal bond in the sum of Rs.20,000/- with one surety of the like amount subject to the condition that accused shall not temper with the prosecution witnesses and shall attend the court proceedings.

Bail application is disposed off accordingly.

To come up for arguments on the point of charge on  
**25.10.2021.**

Copy of the order be given dasti, as requested.

Copy of the order be also sent to the concerned Jail  
Superintendent.

**(Dinesh Kumar Sharma)**  
**Principal District & Sessions Judge**  
**New Delhi/06.10.2021**