

IA No. 52/2022
Kamaljeet @ Bittu Vs State

In re:-
SC No. 144/2019
FIR No. 37/2019
PS: Dayalpur
U/s: 302/120B/34 IPC

28.01.2022

Present: Sh. V. K. Singh, Ld. Counsel for applicant.
Sh. Masood Ahmad, Ld. Addl. PP for the State.

The matter is taken up for hearing through video conferencing by Cisco Webex Meeting App in terms of office order No. 1/RG/DHC/2022 dated 12.01.2022 of the Hon'ble High Court of Delhi and order No. 478-490/Judl./N-E/KKD/Delhi/2022 dated 14.01.2022 of Learned Principal District and Sessions Judge, North East, Delhi.

Medical status report of applicant Kamaljeet @ Bittu is received from jail. Copy is provided to Ld. APP and counsel for applicant.

Submissions on the application are heard.

By way of present application, the applicant who is in custody in the present case, is seeking interim bail for 30 days with submissions that he is suffering from cardiac arrest and his treatment is going on. It is submitted that in July 2021, he again received cardiac arrest. It is submitted that he be granted interim bail to get the treatment outside the jail hospital. It is submitted that there is no apprehension of absconding of the applicant or tempering with the prosecution evidence if he is admitted on bail.

Ld. PP submitted that application may be considered as per law in view of medical status report provided by jail authorities.

As per jail authorities, the inmate is a known case of Coronary artery disease/post PTCA twice in 2016 and 2017, severe LV dysfunction with EF 25 % and is taking regular treatment from department of cardiology, GB Pant Hospital. It is further reported that on 21.07.2021, the inmate was presented with complaints of chest pain and was referred to Emergency Department of GTB Hospital for further management where he was admitted and was discharged on 26.07.2021. It is reported that his vitals are within normal limits and he is receiving his medication in Jail OPD as advised by treating doctor and he will be scheduled for cardiology OPD.

Considering the facts where applicant is taking treatment for coronary artery disease, one opportunity is provided to him to take the best treatment from the hospital of his choice and as such, application is allowed.

Applicant is granted interim bail for period of 15 days from the date of his release from the custody on furnishing of personal bonds in the sum of Rs. 30,000/- to the satisfaction of Superintendent of Jail concerned.

The applicant upon release from the custody will provide his mobile number to the SHO, Dayalpur and will ensure the number working all the time during the period of his interim bail. During the period of interim bail, the applicant will not leave NCT of Delhi without the prior permission of the Court and will not try to contact directly or indirectly to the witnesses of the case.

Copy of order be provided to the parties and be also sent to the Superintendent Jail concerned for intimation.

(SUNIL CHAUDHARY)
Special Judge (NDPS)/ASJ
North East/ Delhi 28.01.2022