

SC No. 171/19
STATE Vs. Thakur
FIR no.301/18
PS Gokal Puri
U/s 304/365/34 IPC

File is taken up on bail applications of accused namely Lokesh,
Chintu Upadhyay @ Durgesh, Kinna @ Kishan, Devender @ Chatni,
Thakur and Devender @ Galla.

31.03.2021

Pr: Sh. R. K. Satyarthi, Ld. Addl. PP for the State.

Ld. Counsel for accused.

Arguments heard.

Main ground for the bail of accused persons is that all the accused have been remained on interim bail due to covid situation and they have not abused their liberty due to they are entitled for bail. It is further argued that trial would take time and entire story of the prosecution is concocted and accused are entitled for regular bail.

On the other hand, Ld. Addl. PP for the State has strongly opposed these bail applications on the ground that allegations against the accused are of serious in nature and the release of accused may hamper trial.

I have gone through the record. There are specific allegations against the accused that they abducted deceased from his house despite resistance by his family members. Thereafter, his dead body was found in a canal and it was having multiple injuries. All the accused were with deceased soon before his death and now presumption u/s.106 of Evidence Act is against them which is to be rebutted by accused persons during trial. Case is at the stage of PE and material witnesses are yet to be examined and the

release of accused may hamper trial and accused may also influence witnesses. As such, I am not inclined to admit accused persons namely Lokesh, Chintu Upadhyay @ Durgesh, Kinna @ Kishan, Devender @ Chatni, Thakur and Devender @ Galla on regular bail, hence all the applications dismissed.

Put up on date fixed.

(Devender Kumar)
ASJ-02(N/E) KKD Courts, Delhi/31.03.2021