

SC No. 195/2023
State Vs Manjeet Kumar and Ors.
FIR No. 371/2023
PS Shastri Park
U/s 307/34 IPC

20.09.2024

ORDER

1. Vide this order, I shall dispose of the bail application filed on behalf of accused Vishal Kumar.
2. I have heard learned Chief Public Prosecutor for the State and Sh. Manoj Kumar, Advocate for the accused.
3. The case of prosecution is that on 20.05.2023 at about 12:35 AM, near Pillar No.96, Main Pusta road near Zero Pusta, Shastri Park, Delhi, the accused Vishal Kumar alongwith his co-accused persons in furtherance of common intention assaulted the complainant and caused injuries to the complainant Beer Singh. The accused persons are facing trial for the commission of offence under section 307 IPC read with Section 34 IPC.
4. Learned counsel for the applicant/accused stated that the applicant/accused has been falsely implicated in the present case at the instance of the complainant. Learned counsel further stated that nothing was recovered at the instance of the applicant/accused. Learned counsel further stated that all the material public witnesses including the injured have already been examined. It is further stated that the applicant/accused is the sole bread earner of his family. It is further stated that the applicant/accused be granted bail on the ground of parity also as co-accused Jane Alam has been granted bail by this Court vide order dated 04.09.2024. It is further stated that accused is in judicial custody since 20.05.2023.
5. Learned Chief PP for the State has opposed the bail application stating that the case is at the advance stage. He further

submits that the applicant/accused alongwith his co-accused persons had attacked the injured Beer Singh on his neck and abdomen.

6. The MLC of injured Beer Singh shows that the nature of injury has been opined as simple by the doctor. In the present case, the injured Beer Singh including witnesses Gajender Singh and Mohan Singh have already been examined. The complainant/injured who is present in the Court has stated that he has no objection if bail is granted to the applicant. The applicant/accused is in judicial custody since 20.05.2023.

7. Considering the facts and circumstances of the case, applicant/accused Vishal Kumar is admitted to bail on furnishing personal bond for a sum of Rs.25,000/- with one surety of the like amount. Accused Vishal Kumar is directed to appear regularly before this Court and will not influence prosecution witnesses in any manner.

8. Application stands disposed of.

9. Copy of the order be send to the concerned Jail Superintendent.

(SARITA BIRBAL)
Principal District & Sessions Judge/N-E/
Karkardooma Courts/Delhi/20.09.2024