

IA No. 12/2022
SC No. 103/2017
Imran Vs. State
FIR No. 591/2016
PS: Seelampur
U/s: 392/394/397/506/411/34 IPC

13.05.2022

Present: Sh. Praveen Yadav, the ld. Counsel for the applicant/accused Imran.
Sh. Sanjay Kumar Singh, the substituted Addl. PP for the State.
IO/SI Naveen Kumar.

The matter is fixed for hearing arguments on the application for grant of bail u/s. 436A r/w. Sec. 439 of CrPC filed by the applicant/accused Imran.

I have heard the ld. Counsel for the applicant/accused and perused the record.

The ld. Counsel for the applicant/accused Imran has submitted that this applicant/accused was arrested way back on 08.04.2017 and since then, he is behind bars. He also submitted that the other co-accused Wasim was granted bail by the Ld. Predecessor of this court vide order dated 11.04.2022 and submitted that he is also seeking relief of bail on the ground of parity. He has further submitted that this accused may be granted bail as, it may take time in completion of the trial.

The IO has filed previous involvement of this accused which reveals involvement of this accused in 16 cases.

The Id. Substituted APP submitted that this accused was involved in 16 cases including this case and even in the jail, he did not improve himself and committed offence punishable u/s. 324 of IPC, wherein, an FIR No. 314/2018 was registered against this accused. He also submitted that since, this accused was involved in 16 criminal cases including this case, so, he does not deserve the concession of bail.

I have given thoughtful consideration to the submissions made by the Ld. Counsels for the parties and perused the record.

The perusal of the record reveals that this applicant/accused was arrested way back on 08.04.2017 and since then, he is behind bars. The co-accused Wasim has already been granted bail by the Ld. Predecessor of this court vide order dt. 11.04.2022 and the accusation of this accused is similar in addition to it, another charge u/s. 411 of IPC is also framed against this accused. The IO has filed previous involvement of this accused, which reveals the total 16 cases were registered against this accused. The same previous involvement also reveals that in 5 cases, this accused has already been acquitted and in one of the case the offences were compounded. Since, this accused was arrested on 08.04.2017 and since then, he is behind bars and in view of huge pendency of cases in this court, it may take long time in completion of the trial and it will be futile to keep this accused behind bars for any longer, therefore, this applicant/accused Imran is ordered to be released on bail on

furnishing bail bonds in a sum of Rs.35,000/- with one surety in the like amount with the directions that he will not indulge in any other illegal activity and in case, he is found to be indulged in any other criminal activity in future, he will be taken into custody in the present case also. In the above said terms, this application for grant of bail filed by this accused Imran has been disposed off. Copy of this order be provided to the parties, if applied for.

(PAWAN KUMAR MATTO)
Special Judge (NDPS)/ASJ
North East/Delhi/13.05.2022

vkt