

IA No.04/2024 in SC 283/2018
State Vs. Balram @ Ballar
FIR No. 75/2018
PS Narela
U/s 302/201 IPC

25.07.2024

This is an application under Section 439 Cr.P.C for grant of interim bail moved on behalf of the applicant/accused Balram @ Ballar to attend the last rituals of his father.

Present: Mr. Nishant Kumar, Ld. Addl. PP for the State.
Mr. Aradhya Sharam, Mr. Pritam Lal, Mr. Vivek Arora, Mr. Umesh Tyagi, Ms. Bindu, Mr. Deen Dayal, Ms. Harneet Kaur, Mr. Satish Yadav, Ms. Lakshya Sharma, Ms. Medha Sharma, Ms. Vijeta Deswal, Mr. Kaptan Singh, Ms. Shivangi Deol and Mr. Mohit Tiwari, Id. Counsel for applicant/accused.
Arguments have already been heard from Ld. Addl. PP for the State assisted by Mr. Vaibhav Jindal, Id. Counsel for complainant and from Mr. Gaurav Vats, Id. Counsel for applicant/accused.

Verification report has already been filed.

1. Ld. Counsel for applicant/accused has argued that he is seeking interim bail of the applicant on the ground of attending last rituals of his father. It is further submitted that applicant/accused will not flout any terms and conditions, if so imposed. It is prayed that a lenient view be taken.
2. Ld. Addl. PP for the State assisted by Id. Coounsel for the complainant has strongly opposed the interim bail application stating that applicant/accused should not be granted interim bail owing to the gravity of the offence.
3. I have heard the submissions made by the Ld. Addl. PP for the State and Ld. counsel for the applicant/accused.

4. Verification report has been filed by IO. The factum of the death of father of applicant/accused has been duly verified by the IO.

5. Taking a lenient view on humanitarian ground and in view of the verification report filed by the IO, applicant/accused Balram @ Ballar is granted interim bail for a period of **15 days from the date of release, for the specific reason mentioned in the application**, on furnishing of bail bond for a sum of Rs.25,000/- with one surety of the like amount, to the satisfaction of the Court/Duty MM/Area MM but subject to the following conditions:

- (a) The applicant/accused shall not try to contact or influence the witnesses in any manner, directly or indirectly.
- (b) The accused shall not indulge into similar offence in the event of release on bail.
- (c) The accused shall not tamper with the evidence.
- (d) The accused shall provide his mobile number to the concerned SHO, on which he may be contacted, if required as per law and shall ensure that the said number be kept active and switched on all the time.
- (e) The accused shall surrender himself before the concerned Jail Authorities after expiry the period of interim bail.

Application is disposed off accordingly.

6. ***It is clarified that nothing stated herein shall tantamount to an expression of opinion on the merits of the case.***

7. Copy of the order be given *dasti* to the Ld. Counsel for the applicant/accused as well as be sent to concerned IO, concerned Jail Superintendent, Ld. Secretary, DLSA (North), through all possible modes, as per rules, by the court staff.

(Shefali Sharma)
Addl. Sessions Judge-02(North)
Rohini Courts Delhi
25.07.2024