

IA No. 12/2024 in SC 181/2022
State Vs. Hukumchand
FIR No. 873/2021
PS S.P. Badli
U/s 302/34 IPC

15.05.2024

This is the bail application under Section 439 Cr.P.C for extension of interim bail moved on behalf of the applicant/accused Hukumchand on his medical ground.

Present: Mr. Nishant Kumar, Ld. Addl. PP for the State.

Mr. Sarthak Tomar, Ld. Counsel for applicant/accused.

1. Ld. Counsel for applicant/accused has argued that he is seeking extension of interim bail of the applicant on the medical grounds of the applicant. wife. 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 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. Taking a lenient view on humanitarian ground and in view of the submissions made by ld. Counsel that the surgery of the applicant/accused is fixed for 15.05.2025 i.e. today itself, interim bail granted to the applicant/accused **Hukumchand vide orders dated 20.11.2023, which was extended from time to time, is now further extended till 28.05.2024, for the specific reason mentioned in the application, on the same terms and conditions.**

The accused shall surrender himself before the concerned Jail Authorities after expiry of period of interim bail.

Application is disposed off accordingly.

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

6. 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)
ASJ-02/North District
Rohini Courts/Delhi/15.05.2024