

SC 188/2022
STATE Vs. AZEEM @ ATIF
FIR No. 1221 /2021
PS Mahendra Park
U/s. 489(B) /489 (C) IPC

21.01.2023

File taken up today on an application U/s. 439 Cr. P. C for grant of Interim Bail for a period of 30 days moved on behalf of applicant/accused **Azeem @ Atif.**

Present: Sh. J. S. Malik, Ld. Substitute Addl. PP for the State.
Sh. Arpit Verma, Ld. counsel for applicant/accused.
IO /SI Vipin Shokeen in person.

Reply of the interim bail application filed by the IO. Same is taken on record.

Ld. counsel for applicant/accused submitted that applicant/accused is in JC since 14.09.2021 and he has been falsely implicated in the present case. He further submitted that sister of applicant/accused is expecting a child and the expected date of delivery as advised by the doctor is last week of January. It is further submitted that husband of the sister of the applicant/accused works for gain in South India and is unable to come here due to his professional commitments. It is further submitted that mother of the applicant/accused is suffering from old aged ailments due to this reason she is not in a position to take care his sister. There will be no male person in the family to look after his sister and earlier applicant/accused had granted interim bail and at that time applicant/accused never misused the liberty of interim bail and timely surrendered before the jail authorities and prayer is made out for grant of interim bail for a period of 30 days.

Ld. Substitute Additional PP for State strongly opposed the bail application and further submitted that allegations against the applicant/accused are serious in nature. It is further submitted that every time applicant/accused has taken a new plea for grant of interim bail and he had timely surrender after expiry of interim bail is not a

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sufficient ground to grant interim bail and prayer is made out for dismissal of the interim bail application.

Heard.

Keeping in view of the fact and circumstances of this case and also considering the verification report of IO and the fact that applicant/accused is the only male member to care of his sister, he is ordered to be released on interim bail for a period of three weeks (from the date of release) on his furnishing personal bond in the sum of Rs. 25000/- with one surety in the like amount. However, he is directed to surrender before the concerned Jail Superintendent after the expiry of interim bail. He is further directed not to threaten the prosecution witnesses or tamper with evidence or indulge in any such crime. The applicant/accused shall share his phone's live location as and when required by the IO. In case, it is prima facie brought to the notice of the court that the applicant/accused is violating the said conditions, the interim bail granted to him shall be liable to be canceled . The interim bail application is disposed off accordingly. Interim bail application file be tagged with the main case file. Copy of the order be sent to concerned Jail Superintendent. Copy of this order be given dasti.

(Shivaji Anand)
Addl. Sessions Judge: 04 (North)
Rohini Courts: Delhi:21.01.2023_(RB)