

CNR No. DLNT01-004166-2019

Sessions No. 256/19

FIR No.485/2018

P.S Bawana

State Vs. Harsh@ Deepak @ Joni etc(Bail of accused Pardeep @ Bhagat@ Monu)

U/s-307/120B/174A/34 IPC & 25/27 Arms Act

20.01.2022

As per directions of Hon'ble High Court vide order No. 1/RG/DHC/2022 dated 12/01/2022 and subsequent order of Id Principal District & Sessions Judge, North District, Rohini Courts, Delhi bearing No. 1571-1626/Judl/North/Covid/2022 dated 13.01.2022, all the Judicial Officers shall hold their Courts through virtual mode only till 11/02/2022.

This application for grant of regular bail u/s 439 Cr.P.C moved on behalf of accused Pardeep @ Bhagat@ Monu is placed before me since the regular matter is pending before me. The same is taken-up through video-conferencing via CISCO Webex app., having meeting ID No. **1761575605**. The official email ID of this Court is reader.asj04north@gmail.com.

Present in the Court: None for parties.

Present through Webex: Sh. Sanjay Jindal, Id Additonal P.P for State.

Sh. Anuj Arya, Id LAC counsel for applicant/accused.

IO ASI Ram Kishan of P.S Bawana.

It is submitted by Id counsel for applicant/accused that co-accused Ankit Maan has already been granted bail in this case. Apart from general grounds of grant of bail, it is further submitted by Id counsel for applicant/accused that present matter is at the stage of charge and earlier Hon'ble High Court gave observations that charge be framed in this case as early as possible, however due to non filing of FSL result the same could not be framed. He has further submitted that in view of the delay in FSL result the accused can not be made to suffer since trial shall take considerable time period. He has further submitted that applicant is running in JC in this case since 03.08.2019 and prayed that he may be granted bail in this case.

On the other hand, Id Additional P.P for State has opposed the bail application and submitted that there are serious allegations of causing bullet injuries upon the accused and he is also having involvements in six other criminal cases except the present one.

At this stage, it is submitted by Id LAC that although the present application is for grant of regular bail and if the bail regular bail application of the accused can not be considered at this stage, then the same may be treated as an application for grant of interim bail in terms of guidelines of H.P.C.

Heard. Keeping in view the facts and circumstances of present case, custody period of the applicant/accused and the fact that case of present

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applicant/accused falls within the ambit of terms of H.P.C guidelines, it is ordered that applicant be released on interim bail **for a period of 30 days from the date of his release** on his furnishing personal bond in the sum of **Rs. 35,000/- with one surety** in the like amount. **The applicant/accused is directed to surrender** before the concerned Jail Superintendent immediately after the expiry of period of interim bail and concerned Jail Superintendent shall send his report immediately thereafter. However the applicant/accused is directed not to threaten the prosecution witnesses or tamper with evidence or indulge in any such crime and to follow the guidelines qua COVID 19 issued by Government of India as well as by Govt. of NCT of Delhi. The applicant shall share his phone 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 cancelled**. The bail application of applicant is disposed of accordingly. It be tagged with the main case file. Copy of order be sent to concerned Jail Superintendent subject to furnishing of bail bond and surety bond in above mentioned terms. Copy of order be sent to the Id counsel for applicant/accused on whatsapp/email ID for intimation.

(Shivaji Anand)

Addl. Sessions Judge: 04 (North)

Rohini Courts: Delhi:20.01/2022(M)