

SC 429/2022
STATE Vs. HARI KISHOR PRASAD @ KUNAL
FIR No. 201 /2022
PS S.P. Badli
U/s. 365/302/201 IPC

01.09.2023

File taken up today on an application U/s. 439 Cr. P. C for grant of interim bail moved on behalf of applicant/accused **Hari Kishore.**

Present: Sh. Pankaj Kumar Ranga, Ld. Addl. PP for the State.
Ms. Neelima Dubey, Ld. Amicus Curiae for applicant/accused.
Lawyers are abstaining from work today.
IO/SI Upender Singh in person.

Reply to the above said application has been filed by the IO. Same is taken on record.

Ld. counsel for applicant/accused submitted that applicant/accused is in JC since 19.02.2022 and he has been falsely implicated in the present case. It is further submitted that wife of applicant/accused has been thrown out from her matrimonial and parental home and his wife has been roaming here and there on the mercy of others and her life has totally been shattered and health conditions has also been deteriorating day by day. It is prayed that the above said application may kindly be allowed.

On the other hand, Ld. Additional PP for State strongly opposed the bail application and submitted that allegations against the applicant/accused are serious in nature. It is further submitted that during investigation applicant/accused had disclosed that the deceased was having the extra marital affair with the wife of applicant/accused and if applicant/accused released on bail there are chances he may harm his wife and may commit another offence or he may jump the bail. It is prayed that the above said application may kindly be dismissed.

This court has given thoughtful consideration to the submissions

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made by Ld. counsel for applicant/accused and Ld. Additional PP for State and has also perused the record placed before the same.

Perusal of the record shows that charges for the offences punishable U/s. 365/302/201 IPC Act have been framed against applicant/accused and the matter is at the stage of PE. There are specific allegations against the applicant/accused that applicant/accused had committed the murder of Mukhtar Ali by causing injuries with blunt as well as sharp weapon at the rented room. Further, as per the reply of IO wherein it is mentioned that mobile phone of deceased and mobile phone used by applicant/accused has been recovered as well as weapon of offence i.e. knife and a blood stained DANDA has been also got recovered at the instance of applicant/accused.

The present bail application has been moved on behalf of applicant/accused **Hari Kishor Prasad @ Kunal** for grant of interim bail for a period of 30 days for providing a accommodation, grocery items, livelihood and stable and good life of his wife. The grounds for seeking interim bail are completely vague. Keeping, in view of the seriousness of the allegations as well as seriousness of offence, this court is not inclined to grant interim bail to applicant/accused **Hari Kishor Prasad @ Kunal** on the afore mentioned ground, the present bail application stands dismissed. **Copy of order be given dasti to the concerned parties.** The present bail application file be tagged with the main file.

(Sushil Kumar)
Addl. Sessions Judge- 04
North District Rohini Courts Delhi
01.09.2023