

SC 367/2019
STATE Vs. SHARVAN KUMAR @ LUCKY ETC
FIR No. 164/2019
PS Bhalswa Dairy
U/s: 302/307/323/34 IPC

03.07.2026

File taken up today on 5th application U/s. 483 BNSS for grant of regular bail moved on behalf of applicant/accused **Jitender @ Jeetu.**

Present: Sh. J. S. Malik, Ld. Addl. PP for the State.
Sh. Devender, Ld. Counsel for applicant/accused.
IO/SI Mahesh Kumawat & SHO PS Bhalaswa Dairy in person.

Reply to the above said application has been filed by IO. Same is taken on record. Copy of the same supplied to Ld. Counsel for applicant/accused.

Ld. Counsel for applicant/accused submits that applicant/accused is in JC since 05.09.2021 and he has been falsely implicated in the present case. It is further submitted that nothing has been recovered from the possession or instance of the applicant/accused. It is further submitted that there is no specific role has been assigned to the applicant/accused. It is further submitted that the present case is totally planted one upon the present applicant/accused. It is further submitted that present case is at the stage of evidence and material witnesses have already been examined. It is further submitted that no fruitful purpose would be served to keep the applicant/accused behind the bars. It is further submitted that no application of applicant/accused is pending either before any other Court

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including Superior Courts. It is prayed that 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 prayed that the above said application may kindly be dismissed.

This court has given thoughtful consideration to the submissions 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 vide order dated 10.10.2019 charges for the offences punishable U/s. 323/302/307/34 IPC has been framed against applicant/accused **Jitender @ Jeetu** and his co-accused persons. Perusal of the record further shows that all four eye witnesses have not supported the prosecution story and they have not uttered anything incriminating against applicant/accused **Jitender @ Jeetu** in their depositions. Applicant/accused **Jitender @ Jeetu** is in JC since 05.09.2021 i.e. for a period of about 4 Years 10 months. No doubt trial shall take time. Therefore, it is ordered that applicant/accused **Jitender @ Jeetu** be released on bail on his furnishing personal bond in the sum of **Rs. 30,000/- with two**

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sureties in the like amount **subject to the satisfaction of following conditions:-**

- (i) Applicant/accused is directed not to threaten prosecution witnesses in any manner or tamper with evidence or indulge in any other criminal activity in future;
- (ii) Applicant/accused shall not commit similar offences in future. In case, it is prima facie brought to the notice of the Court that the applicant/accused are violating the said conditions, the bail granted to him shall be liable to be cancelled on an application of investigating agency in this regard.

The bail application is disposed of accordingly. Nothing stated wherein shall tantamount to any expression of opinion on the merits of the case. Application stand disposed of. Bail application file be **tagged with the main case file.**

(Sushil Kumar)
Addl. Sessions Judge- 04
North District Rohini Courts Delhi
03.07.2026