

26.07.2023

File taken up today on an application U/s. 439 Cr. P. C.
moved on behalf of applicant/accused **Akshay @ Bunty**.

Present: Sh. Pankaj Kumar Ranga, Ld. Addl. PP for the State.
Sh. Rakesh Kumar, Ld. Counsel for Accused.
IO is absent.

Reply to the above said application has been received
from the IO. Same is taken on record.

Ld. counsel for applicant/accused submitted that
applicant/accused is in JC since 18.07.2023 and he has been falsely
implicated in the present case. It is further submitted that nothing has
been recovered from the possession of the applicant/accused and he is
no more required for further custodial interrogation. It is further
submitted that in the present case co-accused persons have already
been granted bail and trial will take a long time. 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
applicant/accused had caused injuries to the complainant with the
knife and if bail is granted to applicant/accused there are chances he
may threaten the witness. It is prayed that the above said application
may kindly be dismissed.

Heard.

Keeping in view the facts and circumstances of this case
and also considering the fact that applicant/accused is not involved in

SC No. 264/2020
STATE Vs. Jamna Prashad & Ors.
FIR No. 304/2020
PS Bawana
U/s: 307/34 IPC

any other case and also considering the fact that recovery has already been effected and also considering the fact that co-accused persons have already been granted bail, on the ground of parity, it is ordered that applicant/accused be released on bail on his furnishing personal bond in the sum of **Rs. 20,000/- with one surety in the like amount.**

- (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) The applicant shall share his phone live location as and when required by the IO;
- (iii) The applicant shall appear before the court on each and every date of hearing;

In case, it is prima facie brought to the notice of the Court that the applicant/accused is 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 herein shall tantamount to any expression of opinion on the merits of the case. **Application stands disposed of. Bail application file be tagged with the main file.**

(Sushil Kumar)
Addl. Sessions Judge-04
North District Rohini Courts Delhi
26.07.2023