

CNR No. : DLNT01-006875-2021
SC No. : 436/2021
STATE Vs. SUSHIL KUMAR ETC
FIR No. : 218 /2021
PS : Crime Branch-North Delhi
U/s: 302/307/308/364/365/452/323/342/188/
269/147/148/149/506(II)/392/394/397/411/201/109/120B/34 IPC
U/s 25(1)(B)/27(1)Arms Act

28.04.2023

File taken up today on an application U/s. 439 Cr. P. C for grant of interim bail for 30 days moved on behalf of applicant/accused Rahul Kumar.

Present: Sh. Himanshu Garg, ld. Addl. PP for the State.
Sh. Yogesh Pandey, ld. counsel for the applicant/accused.

It is submitted by ld. counsel that the father of the applicant/accused is suffering from carcinoma and his surgery is scheduled for 28.04.2023 and for the said purpose he has to be admitted today in BLK hospital (medical documents of the father of the applicant/accused are annexed with the application).

Heard.

In view of his submission, IO is directed to verify the medical documents of the father of the applicant/accused on urgent basis and file the reply till 2:00 p.m. today itself through e-mail.

(Shivaji Anand)
Addl. Sessions Judge: 04 (North)
Rohini Courts: Delhi:28.04.2023^(R)

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28.04.2023

File again taken up at 3:00 p.m. on an application U/s. 439 Cr. P. C for grant of interim bail for 30 days moved on behalf of applicant/accused **Rahul @ Dhanda @ Rahul Kumar.**

Present: Sh. Himanshu Garg, ld. Addl. PP for the State.
Sh. Yogesh Pandey, ld. counsel for the
applicant/accused.

A reply of interim bail application has been received through e-mail. It is mentioned in the reply that medical documents of the father of the applicant/accused were got verified from BLK MAX Super Specialty Hospital, Pusa Road, Delhi and doctor has informed that Sh. Satbir Singh, father of applicant/accused is suffering from carcinoma and he is admitted in hospital today and is likely to be discharged on 01.05.2023.

Ld. Addl. PP for the State has opposed the bail application and submitted that there are other members in the family who may take care of his father. He further submitted that accused person and victims are of same fraternity and locality and if bail is granted he may influence the witnesses and may jump the bail, if granted.

Heard. Perused.

Keeping in view the fact that the father of the applicant /accused is suffering from carcinoma and is admitted in

hospital, on humanitarian ground, **it is ordered that applicant/accused be released on interim bail for a period of one week from the date of his release on his furnishing personal bond in the sum of Rs. one Lakh with two sureties in the like amount.**

At this stage, it is submitted by Id. counsel that accused is unable to furnish the surety bonds to the tune of Rs.1 Lac due to weak financial position and requested for reducing the same.

Considering his submission, applicant/accused **is ordered to be released on interim bail for a period of one week from the date of his release on his furnishing personal bond in the sum of Rs. 50,000/- with two sureties 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. Keeping in view the threat perception of the witnesses and also considering the safety and security of the accused himself at least two security personnel shall be present with him round the clock. The entire expenditure of deployment of security persons/policemen for keeping surveillance and security of the applicant/accused shall be borne by the family members of the applicant and the amount will be deposited as per the norms of concerned Jail Rules charges and the said amount be deposited with the concerned Jail Superintendent in advance. 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

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application is disposed off accordingly. Nothing stated herein shall tantamount to any expression of opinion on the merits of the case.

Interim bail application file be tagged with the main case file.

(Shivaji Anand)
Addl. Sessions Judge: 04 (North)
Rohini Courts: Delhi:28.04.2023_(R)