

SC 436/2021
STATE Vs. SUSHIL KUMAR ETC (13)
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

24.07.2023

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

Present: Sh. Pankaj Kumar Ranga, Ld. Addl. PP for the State.
Sh. Roshan Lal, Sh. Sonu Mallik and Sh. Shivin, Ld.
counsels for applicant/accused.
IO/Inspector Mangesh Tyagi in person.

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

Ld. counsel for applicant/accused submitted that surgery of wife of applicant/accused is scheduled on 25.07.2023 and applicant/accused is having minor children and his mother is not in a position to take care of his wife. It is further submitted that he has filed the medical documents in the above said application and prayer is made out to grant the above said application.

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 there is no urgency of surgery of wife of applicant/accused as per the medical documents. It is prayed that the above said application may kindly be dismissed.

Heard.

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Keeping in view the facts and circumstances of this case and also considering the reply of IO where in clearly mentioned that *"the said documents are verified by the concerned Dr. Rocky Kumar Jha, Ms. Multispeciality Hospital, Plot No. 3, Kh. No. 351, Pratap Vihar, Kirari Suleman Nagar, Near PSM Public School, Delhi 110086. Dr. Rocky KUMar Jha has further stated that Mrs. Neeru Chauhan has ACB with abdominal pain, her condition is normal and she does not need surgery, so doesn't need any bed rest"* and also considering the medical documents of wife of applicant/accused there is no urgency of surgery of wife of applicant/accused and also considering the seriousness of the offence, the present interim bail application is **dismissed**. Bail application file be consigned to record room. **Copy of order be given dasti to the concerned parties.**

(Sushil Kumar)
Addl. Sessions Judge- 04
North District Rohini Courts Delhi
24.07.2023