

CNR no. DLNT01-008278-2021
Session case No. 580/2021
IA/8/22 (Regular bail application of accused Mukesh Soni)
FIR no. 205/2021
PS-Bhalswa Dairy
State Vs-Arjun & Ors.
U/s-392/397/395/120B/412/34 IPC
& U/s-25/54/59 Arms Act

25/04/2022

File taken-up today as this application u/s 439 CrPC for grant of bail has been moved on behalf of applicant/accused Mukesh Soni.

Present: Sh. Sanjay Jindal, Id. Addl. PP for the State.
Sh. A.K. Choudhary, Id. counsel for the applicant/accused.
IOs SI Mahender Koli and SI Nitesh are present in person.

It is submitted by Id. counsel for the applicant/accused that the applicant/accused is innocent, he has nothing to do with the alleged offence and has never been involved in any offence at any point of time. He has further submitted that applicant/accused is in J.C. for the last more than one year, there is no mention of the applicant/accused in the FIR, investigation has already been completed, applicant/accused is no more required for any purpose whatsoever and as such no fruitful purpose will be served by keeping him further in custody, there is no chance of his absconding or tampering with the prosecution evidence, undertakes to abide by the terms and conditions, which may be imposed while granting bail to him and is ready to furnish the sound surety to the satisfaction of the Court.

On the other hand, Id. Addl. PP for the State has strongly objected to the grant of regular bail to the applicant/accused on the ground that there is recovery from the applicant/accused in a dacoity case, there are phone calls between him and the co-accused Arjun, which suggests his involvement in the

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present case and jewellery articles recovered from his possession have been identified by the victim. He has further submitted that there are similar involvement of the applicant/accused in number of cases.

Heard. Keeping in view the fact that there are various involvements of the applicant/accused in similar cases, also in view of the fact that the robbery was done while entering into the house, also in view of the fact that there is phone call connectivity between the present applicant/accused and co-accused Arjun and also in view of the fact that possibility of threatening the prosecution witnesses cannot be ruled out, in case the applicant/accused is released on bail, hence, the present bail application is dismissed and is disposed of accordingly.

It be tagged with the main case file.

Put up on date fixed for purpose fixed.

(Shivaji Anand)
Addl. Sessions Judge: 04 (North)
Rohini Courts: Delhi:25/04/2022(A)