

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

13.12.2022

File taken up today on an application U/s. 439 Cr. P. C for grant of interim bail for a period of three weeks moved on behalf of applicant/accused **Praveen Dabas**.

Present: Sh. Girish Giri, Ld. Substitute Additional PP for State.
Sh. Alok Kumar, Ld. counsel for complainant.
Sh. Sumeet Shokeen, Ld. counsel for applicant/accused.
Dr. Charan Singh, Medical Incharge from Central Jail no 10 through Jail VC.

Ld. Counsel for applicant/accused submits that applicant/accused is in JC since 25.07.2021 and he has been falsely implicated in the present case. It is further submitted that applicant/accused is suffering from Bronchial Static Asthma as well as dry cough and acute throat pain and he is showing symptoms of Tuberculosis and high blood pressure. It is further submitted that applicant/accused is also suffering from Haemorrhoids (severe piles). It is further submitted that applicant/accused met with an accident on 30.03.2021 and his right hand fingers got amputated due to this reason applicant/accused is not able to flex his fingers and has lost his sensation in those three fingers of right hand. Applicant/accused is a driver by profession and he is the sole bread earner of his family. It is prayed that interim bail for a period of three weeks be granted to applicant/accused for proper medical treatment and surgery.

On the other hand, Ld. Additional PP for State strongly

opposed the interim bail application and submits that allegations against the applicant/ accused are serious in nature and prayer is made out for dismissal of the bail application.

Dr. Charan Singh, Medical Incharge from Central Jail no 10 submits that applicant/accused is suffering from Asthma & Haemorrhoids (severe piles) and prescribed medicines are being given to applicant/accused in this regard. He has further submitted that Jail Authorities has also taken the applicant/accused at Dr. BSA Hospital for further check up of right hand fingers.

Heard.

Keeping in view of the fact that and circumstances of this case and also considering the submissions of Medical Officer Incharge , Central Jail No.10, the above said application be put up on **21.12.2022**. Medical Incharge, Central Jail NO. 10 is also directed to send the medical check up report of Dr. BSA Hospital on the next date of hearing. Copy of the order be sent to concern Jail Superintendent for information and compliance.

(Shivaji Anand)

Addl. Sessions Judge: 04 (North)

Rohini Courts: Delhi:13.12.2022_(RB)

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13.12.2022

File taken up today on an application for one day custody parole moved on behalf of applicant/accused **Prince Dalal**.

Present: Sh. Girish Giri, Ld. Substitute Additional PP for State.
Sh. Alok Kumar, Ld. counsel for complainant.
Sh. Vishal Nehra, Ld. counsel for applicant/accused.

Ld. Counsel for applicant/accused submits that surgery of applicant/accused of kidney was done on 30.09.2022 and at that time uretral stents were fixed by the doctors of RJ Super Speciality Hospital, Bahadur Garh, Haryana. It is further submitted that removal /extraction of uretral stent is much necessary as the applicant may get severe infection and prayer is made out for grant of one day custody parole.

On the other hand, Ld. Substitute Additional PP for State has strongly opposed the bail application and submits that allegations against the applicant/accused are serious in nature and prayer is made out for dismissal of the above said application.

Heard

In view of the circumstances and the submission of ld. counsel for the applicant that the applicant/accused is suffering from intolerable ache and the uretral stents is very necessary for removal and also on the humanitarian ground applicant/accused is granted custody parole for **14.12.2022 from 10:00 A. M to 5:00 P.M (excluding the time to be taken into and fro)** for consulting/check

2/2

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up/operation at RJ Super Speciality Hospital, Bahadur Garh, Haryana.
Let copy of **this order be sent to concerned Jail Superintendent, with direction to take the applicant/accused at RJ Super Speciality Hospital, Bahadur Garh, Haryana on 14.12.2022** between the aforesaid relevant time period and to lodge him back in the jail after getting the consultation. Compliance report in this regard be also sent to the court. The above said application be tagged with the main file.

Dasti.

(Shivaji Anand)
Addl. Sessions Judge: 04 (North)
Rohini Courts: Delhi:13.12.2022_(RB)