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IA No. 07/23 in SC 478/2019  
STATE Vs. Babloo Kumar  
FIR NO. 167/2019  
PS KNK Marg  
U/S 302/323/325/34 IPC

**05.06.2023 at 4.00 P.M.**

**This is an application under Section 439 Cr.P.C. for grant of interim bail moved on behalf of applicant/accused Babloo Kumar.**

Present:- Mr. Harvinder Nar, Ld. Addl. PP for the State.

Mr. V.P. Singh, ld. Counsel for applicant/accused.

Argument heard.

Put up for orders at 4.00 P.M.

**(Shefali Sharma)**  
**Addl. Sessions Judge-02(North)**  
**Rohini Courts Delhi**  
**05.06.2023**

**At 4.00 P.M.**

**ORDER**

Present:- Mr. Harvinder Nar, Ld. Addl. PP for the State.

The present application seeking interim bail for a period of 60 days has been moved on behalf of applicant/accused on the grounds of exercising his conjugal rights and that applicant and his wife want to plan a baby.

1. The present FIR was registered under Section 302/323/325/34 IPC on the allegations that on 01.05.2019, the applicant/accused along with other co-accused persons in

furtherance of their common intention committed the murder of Rajkumar, son of complainant by stabbing with a knife and also gave grievous injuries on the person of one Gandhi Yadav, other son of the complainant and simple injuries on the person of Dinesh/complainant himself.

The complainant and other public witnesses are yet to be examined and there is likelihood if released on interim bail, the applicant may threaten the witnesses.

2. Balancing the right of life and liberty of the complainant/his family and other witnesses viz-a-viz that of accused and seeing the totality of facts and circumstances and the gravity of the offence, no ground for grant of interim bail is made out at this stage. The present application stands disposed off being **dismissed**.

3. *It is clarified that nothing stated herein shall tantamount to an expression of opinion on the merits of the case.*

4. Copy of the order be given *dasti* to the Ld. Counsel for the applicant/accused as well as be sent to concerned IO, concerned Jail Superintendent, Ld. Secretary, DLSA (North), through all possible modes, as per rules.

**(Shefali Sharma)**  
**Addl. Sessions Judge-02(North)**  
**Rohini Courts / Delhi. 05.06.2023**