

SC 461/2024  
STATE Vs. MOTA @ DEEPAK  
FIR No. 241 /2024  
PS Narela  
U/s. 302/363/34 IPC

19.10.2024

File taken up today on an application U/s. 439 Cr. P. C for grant of interim bail moved on behalf of applicant/accused **Deepak @ Mota**.

Present: Sh. Kumar Sanjay, Ld. Addl. PP for the State.  
Ms. Shivali Gautam, Ld. Counsel for applicant/accused.

Ld. counsel for applicant/accused submits that father of applicant/accused is suffering from inguinal Harnia and doctors of Styavadi Raja Harishchandra Hospital, Narela, Delhi advised for surgery. It is further submitted that applicant/accused is the only male person in the family to lookafter his father. It is further submitted that he has filed the medical documents of father of applicant/accused. It is prayed that above said application may kindly be allowed.

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 prayed that the above said application may kindly be dismissed.

This court has given thoughtful consideration to the submissions made by Ld. counsel for applicant/accused and Ld. Additional PP for State and has also perused the record placed before the same.

Briefly stated, the present FIR bearing no. 241/2024 has been registered at Narela U/s. 302/363/34 IPC. As per the report of IO, Dr. Mukesh Bharti, CMO has opined that “*as per the remarks of*

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*concerned department, there is no any urgency of the surgery at present*”. Perusal of the medical record shows that date of surgery of father of applicant/accused has not been scheduled as yet which shows that there is no urgency for the surgery. Perusal of the record shows that allegations leveled against applicant/accused are serious in nature Further, possibility of threat to eye witnesses cannot be ruled out, if interim bail is granted to applicant/accused **Deepak @ Mota**. In view of the same, this Court is not inclined to allow the present interim bail application filed on behalf of applicant/accused **Deepak @ Mota**. Same is dismissed accordingly.

Nothing stated herein shall tantamount to any expression of opinion the merits of the case. **Copy of order be given dasti to the applicant/accused.** The present interim bail application along with the proceedings be tagged with the main case file.

(Sushil Kumar)  
Addl. Sessions Judge- 04  
North District Rohini Courts Delhi  
19.10.2024