

IA No. 05/23 in SC 692/2019
STATE Vs. Rahul @ Moni
FIR NO. 264/2018
PS Crime Branch
U/s 25/27 Arms Act

19.08.2023

This is an application under Section 439 Cr.P.C. for extension of interim bail moved on behalf of applicant/accused Rahul @ Moni.

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

Mr. Arun Sehrawat, Ld. Counsel for applicant/accused.

Reply/verification report to the bail application filed.

Copy supplied.

Arguments heard.

The present application seeking extension of interim bail has been moved on behalf of applicant/accused on the medical grounds of the accused. On the same ground, applicant/accused had been enlarged on interim bail earlier after taking a lenient view.

Verification report of the applicant/accused has been filed in case FIR No. 566/2018, PS Mukherjee Nagar, whereby it is reported that although, OPD registration card has been verified from the concerned hospital but as per the report of the concerned doctor of M.V. Hospital, the ultrasound of the applicant/accused was found to be normal and opinion regarding any disease cannot be given. Accused is also involved in another FIR bearing no. FIR No. 566/2018, PS Mukherjee Nagar, U/s U/s 302/307/120B/109/114/115 IPC & 25/27 Arms Act. The allegations against the applicant in the present case are of serious nature.

Seeing the totality of facts and circumstances and the gravity of the offence, no ground for leniency for extension of interim bail is made out at this stage. The present application stands disposed off being **dismissed**.

Applicant/accused is directed to surrender before the concerned Jail Superintendent within two days from today.

Let a Surrender Report be called from the concerned Jail Superintendent for 16.09.2023, the date already fixed in the main case.

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

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. 05.08.2023