

State Vs. Maninder Sindhu

08.11.2021

As per the directions contained in the Letter No. 798/RG/DHC/2021 dated 29.10.2021 of the Hon'ble High Court of Delhi, 1/4th of the Courts have been opened for physical hearing and in view of the Order bearing no. 32941-33005/PD&SJSecc./Covid/North/RC/2021 dated 29.10.2021 of Ld. District & Session Judge (North District), Rohini, Delhi, 3/4th of the Judicial Officials are directed to hold the court physically while others hold the court through virtual mode w.e.f. 01.11.2021 till 20.11.2021.

Today is the physical hearing day of this court and hence the present matter is taken up physically today.

This is an application for grant of bail moved on behalf of the applicant / accused Maninder Sindhu

Present : Sh. Harvinder Nar, Ld Addl P.P for the state.

Sh. Shrawan Shokeen, Ld. Counsel for the applicant / accused
Maninder Sidhu.

It is submitted by Ld. Counsel for applicant/accused that the applicant/accused is an innocent person and he has been falsely implicated in the present case. It is further submitted by Ld. Counsel for the applicant/accused that he is in JC since 2014 and material witnesses have already been examined and prayer is made for grant of bail.

On the other hand, Ld. Addl. PP for the State opposed the bail application and argued that on 15.05.2014, applicant / accused committed theft of jewelery articles, cash and other articles and while committing theft, he murdered Smt. Vimla with the help of Lakadi ka Sota (a small piece of wooden stick). It is further stated that certain other important witnesses are yet to be examined and eye witness has fully supported the case of the prosecution and if applicant / accused is released on bail, he may flee from the justice and hence, prayer is made for dismissal of the bail application.

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I have heard Ld. Counsels for the parties and perused the record carefully.

The allegations against the applicant are very serious in nature as he committed the murder of 62 year old lady while committing theft. Ravneet Johar is the complainant and most important witness to the incident who fully supported the case of the prosecution. Accused was caught red handed at the scene of crime by the complainant with weapon of offence and if applicant is released on bail, he may flee from justice.

This is an offence u/s 302 IPC. The court, before passing any order on bail specially in Section 302 IPC, should take into consideration various aspects such as the nature and seriousness of offence, the character of evidence, the circumstances which are peculiar to the accused, a reasonable possibility of the presence of the accused not being secured in the trial, reasonable apprehension of witnesses being tampered with, the larger interest of the public or the state and similar other consideration.

Therefore, considering the nature and gravity of offence, role attributed to the applicant/accused and overall facts and circumstances of the case, no ground for bail is made out. **Consequently, the bail application of applicant/accused Maninder Sidhu stands dismissed.**

(Rakesh Kumar-III)
Addl. Sessions Judge-02(North)
Rohini Courts / Delhi / 08.11.2021