

26.02.2018

Present: Sh.Shiv Kumar, Ld. Substitute Addl. P.P. for the State.

Accused Vishal on bail, present.

Accused Karan on bail, (produced from J/C in some other case).

Accused No.3 Raman on bail, not present.

IO SI Dinesh in person.

NBW issued against the accused no.3 received back with the report that as per inquiries, on 23.02.2018 till morning, the accused no.3 was present at his home and since thereafter, he is not traceable despite several visits by the IO.

Perusal of order dated 23.02.2018 reveals that on that date, wife of the accused no.3 appeared and moved an application for exemption which was dismissed. Perusal of the said order and report on NBW implies that immediately after the hearing on 23.02.2018, the wife of accused no.3 informed to him about the order and since then, he was absconding. Hence, I am of the opinion that accused no.3 has deliberately avoided to appear before this court. Notice issued to the surety stands served. However, surety has also not appeared despite service. In the given circumstances, at the request of the Substitute PP, the bail of the accused no.3 Raman stands cancelled. Bail bond stands cancelled. Surety bond is forfeited. As per record, the surety Vicky is employed with North Delhi Municipal Corporation, Delhi. Accordingly, Commissioner, North Delhi Municipal Corporation is directed to attach the salary of surety Vicky for a sum of Rs.20,000/- and to send the said amount in the court on or before next date of hearing. Notice to this effect be issued to Commissioner, North Delhi Municipal Corporation, Delhi for information and compliance. As held above, the accused no.3 has deliberately avoided to appear before this court. Therefore, let the proceedings under section 82 CrPC be initiated against him.

Put up for further proceeding on 17.04.2018.

(Pankaj Gupta)
ASJ(FTC): N-W: Rohini:
26.02.2018