

06.03.2024

Present: Sh. Sanjay Jindal, Ld. Addl. Public Prosecutor for the State.
Ms. Asha Jyoti Arya, Ld. LAC for the applicant / accused.
IO/Insp. Rohit Kumar.

This application U/s.439 Cr.P.C. has been moved seeking regular bail of the applicant / accused Lalit who is facing allegations u/s.302/201/34 IPC.

Ld. counsel for the applicant submits that no such application is pending before any other Court.

Reply filed. Copy supplied.

During course of arguments, Ld. Counsel for the applicant has submitted that applicant was arrested on 14.12.2022. It is further submitted that the applicant has been falsely implicated in the present case and he has nothing to do with the present case. After completion of investigation, police had filed the charge-sheet and charges were framed against the applicant and his associate on 24.05.2023. Thereafter, the Court examined both the material witnesses i.e. complainant as PW1 and his mother as PW2, but none of them have supported the case of prosecution in any manner. Ld. Counsel has also submitted that since the trial of the matter shall take considerable

time to conclude, no purpose would be served by keeping the applicant / accused further in detention and the applicant / accused is ready to abide any condition to be imposed by the Court.

Application is strongly opposed by Ld. Addl. PP for State. Ld. Addl. PP has submitted that allegations against the applicant are serious in nature and all the witnesses are yet to be examined. If released of on bail, he can advance threats to the witnesses and can even cause harm to them.

Submissions heard. Record perused.

The applicant / accused is in JC since 14.12.2022. Both the material witnesses have already been examined in the present case, however, none of them have supported the case of prosecution. Remaining witnesses are either police personnels or official witnesses, therefore, there can be no apprehension that the applicant / accused advance threat or try to influence them. Trial of the matter would take more time to conclude and presence of accused can be secured by imposing condition of surety. Accordingly, **the present application is allowed**. The applicant **Lalit** is admitted to bail on furnishing personal bond of Rs.25,000/- with one surety of like amount. The applicant is

**Bail Application in
CS No.308/23
State Vs. Lalit
FIR No.1260/22
PS : Mangol Puri
u/s.302/201/34 IPC**

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directed not to oppose or contact any witness or tamper with evidence in any manner.

Application is disposed of accordingly.

**(BABRU BHAN)
ASJ-03 (NORTH-WEST)
ROHINI COURTS
DELHI/06.03.2024**