

Bail Matter
FIR No: 13/2021
PS Maurya Enclave
State Vs. Abdul Hakim
U/s 395/397/412 IPC & 25/27 Arms Act

14.11.2024

Present: Sh. Vineet Dahiya, Ld. Addl. PP for the State.
Sh. Sunil Tomar, Ld. Counsel for applicant/ accused.

1. ***This is an application u/s 439 Cr.P.C/483 BNSS for granting of regular bail, moved on behalf of applicant/ accused Abdul Hakim.***

2. The present bail application has been moved on the multiple grounds including the illness of applicant/ accused as it is stated that applicant/ accused is admitted in Ambedkar Hospital for which Jail Superintendent concerned has filed a detailed medical report on the condition of applicant/ accused. As per which on 01.11.2024, the applicant/ accused was reviewed by Medicine Consultant and advised admission, with a diagnosis of Acute Viral Hepatitis with Jaundice & Hbsag positive and was discharged on 04.11.2024 with stable condition with advice of review at gastroenterology department at G. B Pant Hospital for further evaluation/ management. Then the applicant/ accused was admitted in MI Room for observation and he is vitally stable. Then, the applicant/ accused was referred to G. B Pant Hospital Gastroentology Department on 11.11.2024 and same was cancelled due to non-availability of Ambulance then, the applicant/ accused was scheduled for review at Gastroenterology at G B Pant Hospital on 13.11.2024. Further that at present, the inmate patient was admitted in MI Room for observation and the applicant is vitally stable and all the prescribed medicines are

being provided to him through Jail Dispensary.

3. The state has also objected the application on the ground that allegations are serious and the investigation is at initial stage and that releasing the applicant may hamper the investigation as well as trial.

4. As the applicant/ accused is vitally stable and all the prescribed medicines are being provided to him through Jail Dispensary and the witnesses in the present matter are yet to be examined, therefore, no ground is made out to release the applicant/ accused on regular bail. However, as from the jail the applicant is not getting prompt treatment, ***the applicant/ accused is granted to interim bail for a period of 30 days on furnishing personal bond and surety bond in sum of Rs. 20,000/- each subject to these conditions:***

i) That the applicant/accused will supply all numbers of his functioning phones/mobile phones to the IO as well as about his whereabouts;

ii) That in case of changing his residential address, he shall intimate the court about the same;

iii) That the applicant shall appear on each and every date of hearing before the Court;

iv) That the applicant shall not commit the same offence again.

With these observations, application is disposed off. Copy of this order be given dasti.

**VIKRAM
ASJ-II/SPECIAL JUDGE NDPS/
NORTH-WEST/ROHINI COURTS/
DELHI/14.11.2024**