

Bail Matter
State Vs. Himanshu Gurjar
FIR No. 820/2017
U/s 302/120B/34 IPC &
25/27 Arms Act
PS Mangolpuri

16.10.2023

Present: Sh. Ravi, Ld. Substitute Addl. PP for the State.
Sh. Kuldeep Beniwal, ld. Counsel for
applicant/accused.

***This is an application under Section 439 Cr.P.C.
for grant of interim bail, moved on behalf of applicant/accused.***

Reply to application received from IO.

Present application is moved on the grounds that wife of applicant/accused is at advanced stage of pregnancy and her expected date of delivery is 22.11.2023. It is submitted that there is no one in the family to take care of wife of applicant. Therefore, presence of applicant/accused is required with his wife to take care of her. It is further submitted that applicant/accused was released on interim bail under HPC guidelines and he never misused the liberty of interim bail.

Ld. Substitute Addl. PP has opposed the bail application. It is submitted that allegations against applicant/accused are very serious.

As per medical record annexed with application EDD of wife of applicant is 22.11.2023. Therefore, considering the totality of facts and circumstances and also for the fact that no complaint as to violation of interim bail conditions against applicant ever received, application is allowed on humanitarian

grounds. Applicant/accused is granted interim bail for a period of 60 days on furnishing personal bond in sum of Rs. 30,000/- with one surety of the like amount subject to the 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 change of his residential address, he shall intimate the court or IO about the same;
- iii) That applicant/accused shall not try to contact the complainant/witnesses in any manner.
- iv) That applicant shall surrender before jail superintendent after expiry of period of interim bail.

Application is accordingly disposed off.

VIKRAM
ASJ-II/SPECIAL JUDGE NDPS/
NORTH-WEST/ROHINI COURTS/
DELHI/16.10.2023