

FIR No. 558/18
PS Vijay Vihar
State vs. Nikhil Goyal and ors.

09/08/2019

Present: Sh. Rajat Kalra, Ld. Addl. PP for the State
Sh. J.P. Singh, Ld. Counsel for the applicant/accused
Nikhil Goyal
Complainant in person with Sh. Naresh Chahar,
Advocate

This is an application u/s.439 Cr.P.C. moved on behalf of the applicant/accused for seeking bail.

Reply to the bail application has been filed.

It is stated by Ld. Counsel for the complainant that complainant has no objection if this application is allowed and bail is granted to this applicant/accused.

It is argued by the Ld. Counsel for the applicant/accused that he is falsely implicated in this case and he is in custody since 29/8/2018. It is further stated that deceased was never subjected to any harassment or cruelty in the matrimonial house and rather after coming from Honeymoon, she got ill and she had to be admitted in Balaji Action Hospital, Paschim Vihar, Delhi on 30/1/2018 where she remained admitted till 10/2/2018. It is further stated that applicant/accused always provided best treatment to her and she was to be admitted in Applo hospital Delhi for her ailments on 16/2/2018 where she admitted till 25/2/2018 and the entire expense was borne by the applicant and she again admitted in the said hospital on 10/5/2018 till 14/5/2018 and then further on 30/6/2018 till 16/7/2018. It is further stated that the applicant is a CA by profession and he does not have any prior criminal antecedents and the case is at th stage of prosecution evidence and hence, he is entitled to be

released on bail.

Per contra, Ld. Addl. PP for the State has opposed the bail application.

Applicant/accused is in JC since 29/8/2018. The case is at the stage of prosecution evidence and witnesses of the prosecution was under examination. No fruitful purpose would be served by keeping him in JC any further pending trial. The conclusion of trial is going to take time. There is nothing on record that applicant has any previous criminal antecedents. As stated above, complainant has no objection to the grant of bail to the applicant. All the remaining accused persons are already on bail. There is no apprehension of the State about tampering of prosecution witnesses, if applicant is enlarged on bail.

In totality of the facts and circumstances, the application is allowed. The applicant/accused is admitted to bail on his furnishing personal bond in the sum of Rs.25,000/- with one surety of like amount .

This application stands disposed of accordingly.

(Deepak Garg)
ASJ-II, North-West
Rohini: Delhi
09.08.2019