

SC No. 365/17
State Vs Sunny
FIR No. 237/17
PS Badarpur
U/s 377/376D/363/366/342/120B IPC & 6 of POCSO Act

03.02.2018

Present : Mr. M.R. Chanchal, counsel for applicant/accused, Sunny
Sh. Anil, Regular Ld. Addl. PP for the State is on leave
Shri K.P. Singh, Ld. Substitute Addl. PP for the State

Reply filed to the interim bail application filed on behalf of the applicant/accused, Sunny. Submissions heard from both sides.

It is being submitted by the learned counsel for applicant that applicant's mother is to be operated on 05.02.2018 and applicant may be granted interim bail for two months. In the entire bail application, it is not mentioned as to who all are the family members of the applicant/accused, Sunny who are available on 05.02.2018. As per the reply to the interim bail application a laparoscopic rectopaxy is planned upon the mother of the applicant but in the said reply also there is no mention about the family members of the applicant/accused. On specific query, the Ld. Counsel for accused submits that he is not aware about the number of family members in the family of accused. The applicant/accused is in JC since 22.06.2017 and he has been charged for committing gang rape upon a minor girl aged about 15 years and apprehensions have been mentioned in the reply regarding accused's threatening the prosecutrix, in case he is enlarged on bail. In these circumstances, interim bail of applicant/accused, Sunny is dismissed.

(PREM KUMAR BARTHWAL)
ASJ-01-SE, Special Court(POCSO)
Saket Court, New Delhi/03.02.2018