

SC No. 138/2021  
FIR No. 492/2020  
State Vs. Asif  
P.S. Seema Puri  
u/s 307/34 IPC & 27 Arms Act.

14.07.2023

Present : Sh. Indresh Kumar Gupta, Ld. Addl. PP for State.

Accused Asif present on bail with Ld. Counsel Sh. Rajesh Sharma.

Accused Aamish @ Mohsin not present.

IO/SI Sonu is present.

Today, this matter is fixed for PE.

PW/Raheesh @ Muniri produced from Bulandshahar Jail for recording of his evidence. However, he is discharged unexamined as one of the accused persons is not present. Jail Suptd., Bulandshahar is directed to produce this witness only upon receipt of production warrants from the court of undersigned.

PW/Ct. Umesh not present despite service. Issue BW in the sum of Rs.10,000/- against him for NDOH.

Issue NBW against accused Aamish @ Mohsin and notice to his surety for NDOH.

At this stage, Ld. Counsel for accused Asif has pressed application seeking release of FDR furnished by surety Afroz of accused Asif.

By virtue of this application, release of original FDR has been sought by surety Afroz of accused Asif.

Submissions heard. Record perused.

Perusal of record reveals that accused Asif was granted bail vide order dated 07.07.2021 by Ld. Predecessor on the basis of HPC guidelines and in consequence thereof, BB/SB was furnished by Afroz on 24.07.2021 which was accepted on 26.07.2021. Further, perusal of record reveals that alongwith surety bond an FDR of Rs.20,000/- drawn on Indian Overseas Bank dated 22.07.2021 was furnished by surety Afroz.

Thereafter, in view of orders of Hon'ble Supreme Court, accused Asif had surrendered before the concerned Jail and he was admitted to bail vide order dated 13.04.2023 and accordingly fresh SS/BB was furnished by another surety Dilshad.

In view of above, no useful purpose would be served by keeping FDR of previous surety Afroz, on record when fresh surety has already been furnished. Accordingly, said FDR of surety Afroz be released by the Ahlmad of this court against proper receipt and due verification. Application stands disposed of.

Put up this matter for appearance of accused Aamish @ Mohsin / FP on 19.08.2023.

**(Vineet Kumar)**  
ASJ-02/E-Court/Shahdara  
KKD/Delhi/14.07.2023