

SC ID no. 318/18

IA No. 07/21

State Vs. Rameshwar @ Chhuntanki

FIR No. 188/2018

P.S. Nand Nagri

U/s. 307/34 IPC

30.06.2021

Bail application is taken up today through video conferencing by using 'CISCO Webex' App. during Covid-19 Pandemic in compliance of order No. 2992-3015/Judl.SHD/2021, dt. 08.04.2021 issued by Ld. District & Sessions Judge, Shahdara, Delhi.

Present : Sh. Rakesh Mehta, Ld. Addl. PP for the State (through Video Conferencing).

Sh. Ravinder Kumar, Ld. Counsel for applicant/accused (through Video Conferencing).

IO/SI Subhash Kumar has also joined video conferencing. Reply is filed.

This is 4th application for grant of interim bail u/s. 439 Cr.P.C as filed on behalf of above named applicant/accused.

Arguments have been heard through video conferencing using 'Cisco WebEx' App.

Ld. Counsel for applicant/accused argued that applicant is in JC since 06.03.2018 having only one previous involvement, in which he is on bail. Ld. Counsel for applicant submits that he has preferred the present applicant as per guidelines/recommendations of High

Powered Committee of Hon'ble High Court of Delhi as well as on the ground that there is none in the family of applicant to take care of his old age father, unmarried sister and grandmother. It has been submitted that applicant is in JC for more than three years & three months and public witnesses have already been examined. Ld. Counsel for applicant has drawn my attention in respect of order passed by Hon'ble High Court of Delhi in bail application no. 2018/2021 titled as Kartar Vs. State, wherein Hon'ble Mr. Justice Anup Jairam Bhambhani, Judge High Court of Delhi vide order dt. 21.06.2021 after considering the submissions that applicant/accused therein, who was facing trial for a case u/s.302 IPC was having one more involvement in which he was on bail, granted him interim bail.

Per contra, Ld. Addl. PP for the State argued that case of applicant is not covered as per guidelines/recommendations of High Powered Committee of Hon'ble High Court of Delhi, as applicant is involved in one another case registered u/s.302 IPC, in which he is on bail.

During arguments it was submitted by Ld. Counsel for applicant that his application may be considered as an application for grant of interim bail only for a period of 30 days and that applicant will not seek extension of interim bail.

Keeping in view the submissions and the facts that public witnesses have already been examined; applicant is in JC for more than 3 years; there is no one in the family of applicant to take care of his old age parents as well as fact that applicant is on bail in another case registered against him, he is admitted to interim bail for a period of 30 days on his furnishing a personal bond in sum of Rs.25,000/- with one

surety in the like amount subject to the conditions (1) that applicant shall make a call to IO to mark his presence after every 10 days; (2) and that applicant shall provide his mobile number to the IO/SHO of concerned PS and shall drop a pin on the Google map to keep his mobile location on at all times.

A copy of this order be given dasti to Ld. Counsel for applicant/accused as well as IO.

(Sanjeev Kumar Malhotra)
ASJ-04/Shahdara
KKD Courts/Delhi/30.06.2021