

ID No. 355/2017

IA No.09/2020

State Vs. Devender @ Gattu

FIR No.278/2017

P.S. Nand Nagri

U/s. 304/34 IPC

27.08.2020

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/Inspector Ravi Prakash has also joined video
conferencing. Reply is filed.

This is 5th application for grant of interim bail u/s. 439
Cr.P.C as filed on behalf of above named applicant/accused
during Covid-19 Pandemic.

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

Ld. Counsel for applicant/accused argued that
applicant was granted interim bail by this court for a period of 45
days vide order dt. 09.07.2020 as per directions of High
Powered Committee of Hon'ble High Court of Delhi but the Jail
Authorities accepted the personal bond of applicant for 41 days

and asked him to surrender on 22.08.2020. It is submitted that applicant received a call from Jail Superintendent for surrender on 22.08.2020 and accordingly, he surrendered before Jail. It is further argued that Hon'ble Full Bench of High Court of Delhi has extended the interim bail of all the inmates, who were on interim bail till 31.08.2020 and thereafter vide order dt. 24.08.2020, Hon'ble Full Bench of High Court of Delhi again extended the interim bail of all the inmates till 31.10.2020. Ld. Counsel for applicant further argued that as per order passed by Hon'ble Full Bench of High Court of Delhi, applicant is also entitled to interim bail till 31.10.2020 but he surrendered before Jail Superintendent after 41 days on receiving his telephonic call.

Ld. Addl. PP argued that there is no change in circumstances after granting interim bail to applicant on 09.07.2020.

Admittedly, applicant was granted interim bail for 45 days on 09.07.2020 and thereafter, Hon'ble Full Bench of High Court of Delhi extended the interim bail of all the inmates, who were released on interim bail by subordinate courts till 31.08.2020 in view of Covid-19 Pandemic. Hon'ble Full Bench of High Court of Delhi vide order dt. 24.08.2020 again extended the interim bail of all the inmates till 31.10.2020.

Keeping in view the prevailing situation of Covid-19 Pandemic and the fact that applicant was earlier released on

interim bail vide order dt.09.07.2020 as his case is covered as per guidelines of High Powered Committee of Hon'ble High Court of Delhi, applicant is admitted to interim bail till 31.10.2020 on furnishing of personal bond in the sum of Rs. 25,000/- to the satisfaction of Jail Superintendent.

A copy of this order be sent to Jail Superintendent for his information.

(Sanjeev Kumar Malhotra)
ASJ-04/Shahdara
KKD Courts/Delhi/27.08.2020