

IA no.21/25
SC no.429/21
State vs Shamim Lala
FIR no.103/20
PS Khajuri Khas

27.10.2025

Present: Sh. Naveen Kr. Raheja (through VC), Id. SPP for the State.
Sh. Abdul Gaffar, Id. counsel for accused/applicant Shamim Lala

Reply filed.

It is submitted that earlier he was arrested in this case and was granted bail. However, due to unavoidable and bonafide reasons, he could not appear before subsequent hearings and was declared PO on 29.07.2024. Thereafter, he was apprehended on 20.09.2025 and since then he is in JC. The bail application has been moved on the grounds that investigation has been completed and he is not required to be in custody for investigation purposes. He undertakes to appear before the court and not to induce, threaten or influence the witnesses. It is further submitted that as per fundamental postulate of criminal jurisprudence, every person shall be presumed innocent unless proves guilty by the court and therefore he should not be kept in custody any further.

However, countering the same, Id. SPP has contended that accused can not be granted bail because accused has failed to give out any grounds of absenting himself from the court and a mere statement that reasons were bonafide, is not suffice to explain the same. He has further contended that twice earlier, he has misused the liberty of the bail and has absconded. He has no permanent abode.

However, Id. counsel for accused again during his arguments has contended that accused has a permanent place of

residence and earlier being misguided he did not attend the hearings and he deserves a chance to be released on bail and as he has a permanent address, the apprehension that he may abscond, can be further ensured by production of further surety.

Considering the overall facts and circumstances of the case and the fact that as place of permanent place of abode and this was his first default, applicant/accused is admitted to bail subject to his furnishing personal bond in the sum of Rs.10,000/- with one surety in the like amount to the satisfaction of this and subject to the following conditions:-

- (a) Accused shall attend the court in accordance with the conditions of bond executed by him,
- (b) He shall not commit any offence similar to the offence, of which he is accused in the present case,
- (c) He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the court or tamper with the evidence.
- (d) He shall not leave India without prior permission of the court.
- (e) He shall furnish his permanent address at the time of furnishing of his bail bond.

Copy of this order be sent to concerned Jail Superintendent through dak and by e-mail also.

(PARVEEN SINGH)
ASJ-03(NE)/KKD Courts/Delhi
27.10.2025