

IN THE COURT OF MS. VRINDA KUMARI,
ASJ-02, SOUTH, SAKET COURTS, NEW DELHI

State Vs Balwan Singh

FIR No. 151/2021

PS Fatehpur Beri

U/s 302/34 IPC

22.05.2023

Application u/s 439 Cr.P.C. received on 03.05.2023 of applicant-accused Balwan Singh for grant of regular bail.

Application u/s 439 Cr.P.C. received on 26.04.2023 of applicant-accused Balwan Singh for grant of regular bail moved by DLSA.

Present: Sh. Santosh Kumar, Ld. Addl. PP for the State.
Sh. Paritosh Kapil, Ld. Counsel for applicant-accused.
Sh. Tariq Hashmi, Ld. LAC for applicant-accused.
Applicant-accused produced from JC.

Report of the IO has already been received in the application received on 03.05.2023.

I have heard detailed arguments and have perused the record carefully.

The contention of Ld. Counsel for the applicant-accused is that he is in JC since 12.04.2021. He has four minor daughters and his wife is suffering from mental disorder. It is further submitted that there is no one to take care of his daughters. Further, two material prosecution witnesses have not entirely supported the case of the prosecution. It is further submitted that the main IO has also expired in the present case.

Ld. Addl. PP for State has opposed the present bail application on ground of gravity of offence.

I have considered the rival contentions.

The allegation against the applicant-accused is that he stabbed his father Sh. Manohar a multiple times resulting in his death. The post mortem report shows that the deceased suffered 12 stab wounds apart from certain other injuries. There are multiple eye witnesses out of which one has already been examined and one is still under examination.

The present case where applicant-accused brutally stabbed his own father multiple times resulting in his death does not call for grant of concession of bail to the applicant-accused Balwan Singh.

In these circumstances, the Court is not inclined to admit the applicant-accused Balwan Singh to regular bail. **The present two regular bail applications of the applicant-accused Balwan Singh are dismissed.**

Copy of the Order be given *dasti* to Ld. Counsel for the applicant-accused. Copy of the Order be dispatched to the IO and Jail Superintendent concerned.

(Vrinda Kumari)
ASJ-02 (South)
New Delhi/22.05.2023