

CNR No. DLST-01-008191-2021

SC No. 351/2021

State Vs. Murti & Ors.

FIR No. 258/2021

PS Ambedkar Nagar

26.07.2023

Present: Sh. Santosh Kumar, Ld. Addl. PP for the State.
Accused Murti on bail.
Accused John Massy in person.
Accused Dalchand @ Dalu absent.
Sh. Ram Prakash, Surety of accused Dalchand @ Dalu in person.
Sh. M.M. Baig, Ld. Counsel for accused Murti, John Massy and Surety Sh. Ram Prakash (for accused Dalchand @ Dalu).
IO/ASI Ravinder Kumar in person.

Heard. Record perused.

Surety Sh. Ram Prakash submits that he is not able to ensure the appearance of accused Dalchand @ Dalu despite repeated opportunities. The surety bond of Sh. Ram Prakash stands forfeited. Penalty amount in sum of Rs. 30,000/- is imposed on surety Sh. Ram Prakash.

At this stage, an application for cancellation of NBW issued against accused John Massy.

It has been mentioned in the application that on the last date of hearing accused could not appear before this Court as some people attacked him due to which he was badly hurt. Copy of medical record also annexed with the application.

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In these circumstances, the NBWs issued against accused John Massy are recalled. His bail bond is restored.

Application for cancellation of NBWs stands disposed of.

At this stage, an application for reduction/waiver of surety/penalty amount has moved on behalf of surety Sh. Ram Prakash.

IO is directed to verify current financial condition of the surety Sh. Ram Prakash and his assets and file a detailed report on the NDOH.

In the meantime, status report has been filed by IO wherein it has been submitted that accused Dalchand @ Dalu has been disowned by his family and despite efforts with the support of special staff at PS and ATS, he could not be traced out.

Issue fresh NBWs against accused Dalchand @ Dalu through the IO for NDOH.

Let notice be also issued against the surety Sh. Ram Prakash of accused Dalchand @ Dalu through the IO for the NDOH.

Now to come up for same and for report on the financial conditions and assets of surety Sh. Ram Prakash of accused Dalchand @ Dalu on **14.09.2023**.

**(VRINDA KUMARI)
ASJ-02/SOUTH/SAKET COURTS
NEW DELHI/26.07.2023**