

MISC NO. IA/02/2022
STATE Vs. Bablu @ Golu
FIR No. 532/2021
PS :DWARKA SOUTH

07.06.2022

Present: Sh. Yogendra Adari, Ld. APP for the State.
Sh. Harish Singh, Ld. counsel for the applicant/
accused Bablu.
IO/SI Anuj Yadav in person.

This is bail application filed under Section 439 Cr.P.C on behalf of the applicant/accused Bablu.

Ld. counsel for the applicant has stated that the applicant/accused was in JC since 22.10.2021 and he has been falsely implicated in the present case by the police officials of PS Dwarka South. Ld. counsel for the applicant/accused has stated that applicant is a single boy in his family and his father is suffering from leg disease and could not be able to move here and there. It is further stated that accused is not previously convicted and have clean antecedents and no purpose would be served by keeping him behind the bars. Thus, it is urged that the applicant/accused may be released on bail.

Per contra, the bail application is opposed by the Ld. APP for State on the ground that there are serious allegations against the applicant/accused, therefore, the bail application should not be allowed.

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I have heard the arguments on bail advanced by Ld. counsel for the applicant/accused and perused the entire record.

A pen-drive containing the CCTV footage of the alleged incident was played by the IO in which three persons can be seen running towards the conductor in aggressive manner and IO submits that one of those persons is accused Bablu.

Considering the facts that the incident in question does not happen in the heat of moment but it happened after proper planning. After the minor touch between the two vehicles in the morning of 22.10.2021, the applicant/accused and his associates had ample time to reflect upon and cool down their tempers, however, this did not happen and the life threatening attack on the two injured persons was executed, which appears to have been planned. Further, from the CCTV footage, it is quite clear that the applicant/accused Bablu @ Golu was actively involved with the other accused persons in the incident. Therefore, this court is not inclined to allow the bail application of the applicant/accused at this stage. Accordingly, **bail application of the applicant/accused Bablu @ Golu is dismissed.**

Copy of the order be given dasti to the Ld. counsel for the applicant/accused.

(Vipin Kharb)
ASJ-04(SW)/Dwarka Courts
07.06.2022