

IA No. 2-2025-437-2024
FIR No. 005456-2024 PS Palam Village
IA No. 3-2025-392-2024
FIR No. 138/2024 PS Palam Village
IA No. 3-2025- 394-2024
FIR No. 005425-2024 PS Palam Village
IA No. 4-2025- 436-2024
FIR No. 05487-2024 PS Palam Village
IA No. 4-2025-393-2024
FIR No. 004744-2024 PS Palam Village
IA No. 4-2025-391-2024
FIR No. 040236-2023 PS Palam Village

State Vs. Ramu

17.01.2025

Present: Ld. Addl. Substitute APP for the State.
Sh. Mohit Sharma and Sh. Kartik Saini, Ld. Counsel
for Applicant/Accused.

Vide this order, I shall dispose off the application under Section 483 BNSS) for grant of bail filed on behalf of Applicant/accused **Ramu**.

It is averred in the application that the Applicant/Accused has been falsely implicated in this case and he is in custody from last 9-10 months. It is further submitted that Applicant/accused is ready to abide by any condition imposed while grant of bail. It is prayed that the accused be granted bail.

Reply filed by the IO.

On the other hand, Ld. Additional Substitute Public Prosecutor for the State has vehemently opposed the present application on the ground that the applicant/accused is a habitual offender. It is further submitted that the possibility of accused absconding cannot be ruled out in the facts and circumstances of this case. It is prayed that present application be dismissed.

Arguments heard. Record perused. Considered.

Perusal of the record reflects that the applicant/accused was in JC from last 9-10 months. Charge has already been framed in this case and the matter is at the stage of Prosecution Evidence. It is seen that trial will take considerable time.

Keeping in view the aforesaid facts and circumstances, no useful purpose would be served by keeping the applicant/accused behind bars. Therefore, the **bail application moved on behalf of applicant/accused is allowed subject to** furnishing of personal bond in the sum of Rs. 20,000/- with one surety of like amount subject to following condition :-

- a) Applicant will not leave the city without prior permission of the Court.
- b) Applicant shall appear before the Court as and when the matter is taken up for hearing.
- c) Applicant shall not directly or indirectly, make inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such fact to the Court or any police officer or tamper with the evidence.
- d) Applicant shall provide all mobile numbers to the IO concerned which shall be kept in working condition at all times and he shall not change the mobile number without prior intimation to the Investigation Officer concerned.
- e) In case of breach of any of the above condition, the prosecution will be at liberty to move an application before this Court for cancellation of the bail of the applicant.

- f) It is clarified that the observations made herein are limited to the facts brought in by the parties pertaining to the disposal of bail application and the said observations shall have no bearing on the merits of the case during trial.

Applicant/accused shall furnish bail bond in terms of judgment passed by Hon'ble Delhi High Court in CrI.M.C.5328/2013 titled Sunil Tyagi Vs. Govt. of NCT of Delhi. Accordingly, the present application U/s 439 Cr.P.C seeking grant of regular bail filed on behalf of applicant/accused is allowed.

Nothing expressed hereinabove shall tantamount to any opinion on merits of this case.

Hard copy of the order be sent to concerned Jail Superintendent through Dak Dispatch and Soft copy be also e-mailed in terms of judgment of Hon'ble Supreme Court in case titled SMWP (CrI.) No.4/2021 in Re Policy Strategy for grant of bail vs. Mr. Gaurav Agrawal, Adv. Amicus Curiae.

Copy of order be also given dasti to Ld. counsel for applicant and IO, as prayed for.

(Gurmohina Kaur)
ASJ-05/South-West District,
Dwarka Courts/New Delhi
17.01.2025