

**CNR No. DLWT01-000498/21**  
**SC No.49/21**  
**FIR No.301/19**  
**P.S. Crime Branch**  
**u/s 21/29 NDPS Act**  
**State V/s Sonu Kumar & Anr.**

**12.09.2023**

File taken up today on an application u/s 439 Cr.P.C. filed on behalf of applicant/accused Sonu Kumar seeking interim bail for two months.

Present: Mr. Subhash Chauhan, Ld. Addl. PP for the State.  
IO/SI Ram Kishan in person.  
Mr. Deepak Ghai, Ld. counsel for applicant/accused Sonu Kumar.

Reply of IO to the present bail application filed.

Application seen. Record perused.

Ld. defence counsel submits that applicant/accused should be granted interim bail atleast for two weeks so that he may arrange school fees of his two children, who are facing the imminent problem of being dislodged from the school. He further submits that the children of applicant have fundamental right to get quality education and that should not be deprived, if their father/accused may arrange the overdue fees within reasonable span of time. He seeks heavily reliance of judgment titled *Praveen Juneja V/s Directorate of Enforcement and Anr., Crl.M.C. No.5143/2023 dated 09.08.2023.*

On the other hand, the Ld. Addl. PP for State submits that the applicant/accused should not get interim bail for such sought long period and suitable condition may be imposed on him in case, Court grants interim bail to applicant.

IO/SI Ram Kishan present in the Court confirms that both the children of applicant are studying at Gurusharan Public School, Paschim Vihar and their fees are overdue since April, 2023.

I have considered the respective submissions of all sides and the ratio of above-mentioned judgment of Delhi High Court and therefore, in

Contd.....

view of non-payment of school fees of both children of applicant in their school since April, 2023, the request of Ld. defence counsel for grant of interim bail for a reasonable period and his undertaking on behalf of applicant/accused that he will surrender before jail authorities after expiry of interim bail period, without going into the merits of the case, this Court hereby allows the present application of applicant Sonu Kumar u/s 439 Cr.P.C. and he is granted interim bail for a period of 12 days from the date of his release subject to following conditions:-

1. The applicant/accused shall furnish personal bond in sum of ₹50,000/- with one local surety of the like amount;
2. The applicant/accused shall surrender in the jail after expiry of interim bail in time and shall not seek any extension of this interim bail.
3. The applicant shall not leave the country and surrender his passport, if any, along with bail bonds;
4. The applicant shall not indulge in any criminal activity during interim bail period.
5. The applicant shall not communicate with or come into contact with any of the prosecution witnesses or tamper with the evidence in any manner.

Nothing stated hereinabove shall tantamount to any expression of opinion on the merits of the case.

A copy of this order be sent to the Jail Superintendent concerned for information.

Put up for purpose fixed on the date already fixed i.e.  
04.10.2023.

**(RAKESH KUMAR RAMPURI)**  
**ASJ/ SPECIAL JUDGE: (NDPS)**  
**(WEST)DELHI/ 12.09.2023.**