

SC No.57038/2016  
FIR No.316/2014  
P.S. Ranjit Nagar  
U/s 498A/304B/34 IPC  
State Vs. Mohd. Imran etc.

31.05.2017

Present: Sh. K.D. Pauchauri, Ld. Addl. PP for State.

Accused Pappu @ Usman in person.

Ld. Counsel for accused/applicant Pappu @ Usman.

It is submitted by Ld. Counsel for accused that the instant application filed U/s 439 Cr.P.C for extension of interim bail for a further period of two months may be treated as application filed for surrender-cum interim bail.

Heard.

Application filed on behalf of accused/applicant for extension of interim bail be treated as application filed for surrender-cum interim bail of accused/applicant.

Accused is taken into custody.

Put up at 3.00 PM for arguments on aforementioned application.

(RAKESH KUMAR-I)  
ASJ/Special Judge(NDPS)  
West District/THC/31.05.2017

31.05.2017 (at 3:30 p.m.)

Present: Sh. K.D. Pauchauri, Ld. Addl. PP for State.

Accused Pappu @ Usman is in judicial custody.

Ld. Counsel for accused/applicant Pappu @ Usman.

Arguments on the said application heard.

It has been submitted on behalf of the accused / applicant that accused Pappu @ Usman was earlier granted interim bail on 24.03.2017 till 23.05.2017 for getting the treatment of his ailment (heart problem) done from the specialized Doctor/hospital but despite expiry of the interim bail period, the condition of the applicant has not yet improved. He is still under treatment and medication. On 15.05.2017 to 18.05.2017, applicant again received massive heart strokes with

the result of which he was taken to Pt. Ram Prasad Bismil Smark Hospital, Sanyukt, Shahjahapur, U.P from where, he was referred to KGML Hospital, Lucknow, U.P but on account of lack of beds available in the hospital, applicant could not be admitted there. It is submitted that earlier also accused/applicant was granted interim bail but he did not misuse the liberty of interim bail in any manner. It is prayed that the accused may be granted interim bail for a period of two months, so that he could be in a position to be admitted and receive proper treatment of his ailment. He is ready to abide by any condition imposed upon him at the time of grant of interim bail.

The application is opposed by the Ld. Additional P.P. on the ground that the allegations levelled against the accused are of serious nature. Further case is at the stage of recording of prosecution evidence and applicant may influenced the witnesses.

Without commenting on the merits of the case and keeping in view the total facts and circumstance of the cases and to enable the accused/ applicant Pappu @ Usman to get the treatment of his heart ailment done, application of accused/applicant Pappu @ Usman is allowed and he is granted interim bail till the next date of hearing i.e. **27.07.2017** on his submitting of fresh personal bond in the sum of Rs.40,000/- with one surety of like amount with further condition that applicant will not misuse the liberty of interim bail in any manner. Accused/ applicant shall surrender before the Jail Superintendent, Tihar on **28.07.2017**.

With this application is disposed of.

Copy of this order be sent to Superintendent, Tihar Jail for information.

Now to come up for the date already fixed i.e. 27.07.2017 for the purpose already fixed.

(RAKESH KUMAR-I)  
ASJ/Special Judge(NDPS)  
West District/THC/31.05.2017

At this stage, previous surety bond of accused/applicant Pappu @ Usman is extended till 05.06.2017.

(RAKESH KUMAR-I)  
ASJ/Special Judge(NDPS)  
West District/THC/31.05.2017