

**SC 237/2020
STATE Vs. RAHUL
FIR no. 579/2020
PS Paschim Vihar West**

File taken up on an application u/s 483 of BNSS filed on behalf of the applicant/accused Rahul for grant of bail.

Pr: Sh. Subhash Chauhan, Ld. Addl. PP for the State.
Sh. Hari Om Gupta, Ld. Deputy Chief LAC for the applicant/accused.

Arguments heard. Case file gone through.

It is submitted by the Ld. Counsel that the applicant/accused is innocent and has been falsely implicated in the present case. It is further submitted that applicant/accused was earlier on bail in the present case. It is further submitted that applicant/accused could not appear before the court and coercive proceedings were issued against him. It is further submitted that the applicant/accused had appeared before the court on 28.10.2022 and he was again arrested in the present case and sent to JC. It is further submitted that the non-appearance of the applicant/accused was neither intentional nor deliberate. It is further submitted that the applicant faced sufficient incarceration of his negligence. It is further submitted that no further custodial interrogation of the applicant is required and no purpose will be served by keeping the applicant/accused behind the bars. It is further submitted that applicant/accused will be careful in future and shall appear on each and every date of hearing without

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failure. With these submissions, prayer is made for grant of bail.

On the other hand Ld. Addl. PP for the state has strongly opposed the present application and prays for its dismissal.

Perusal of record reveals that in the present case due to the absence of the accused, coercive proceedings were issued against him. Thereafter, the accused/applicant was again arrested in the present case on 28.10.2022 and since then he is in JC. Considering the facts of the case and keeping in view the submissions & period of incarceration, applicant/ accused is admitted to bail on furnishing bail bond in a sum of Rs.20,000/- with one surety in the like amount with following conditions:

- i) The applicant/accused will not jump the bail and will appear in the court regularly.
- ii) That accused shall not indulge into similar offence or any other offence in the event of release on bail.
- iii) That accused shall not tamper with the evidences in any manner.
- iv) That in case of change of residential address, accused shall intimate the court about the same within a week.

Application stands disposed off accordingly.

Copy of the order be given dasti, as prayed for. Copy of the order be also sent to the concerned Jail Superintendent.

(SATVIR SINGH LAMBA)
ASJ/ SPECIAL JUDGE (NDPS),
WEST DISTRICT, DELHI/18.03.2025