

New Case no. 56534/2016
State Vs. Mukesh Kumar Soni and others
FIR no. 486/2013
PS : Tilak Nagar

16.07.2019

Present : Sh. Atul Srivastava, Ld Special Addl. PP for State.
Accused Mukesh Kumar Soni produced from JC with
Ld. Counsel Sh. Vikas Padora.
Accused Abhishek Kumar produced from JC.
Accused Rajesh Singh Lamba produced from JC with
Ld. Counsel R.S. Malik.
Accused Ravinder Rathi produced from JC with
Ld. Counsel Sh. L.D. Mual.
IO Inspector Karuna Singh in person.

PW-7 Navjoot Kaur is present for her further examination in chief. Adjournment sought by Ld. Addl. PP for the state on the ground that in this case original documents are in possession of Ms. Kamaljeet Kaur and inadvertently notice to her to produce those documents has not been issued. Heard and perused. Let notice be issued to Ms. Kamaljeet Kaur to produce the original document pertaining to this case on next date to be served through IO.

Interim bail application on behalf of accused Abhishek Kumar is adjourned for the next date as his counsel is not available today.

At this stage, a interim bail application for one month on behalf of accused Mukesh Kumar Soni is also fixed for disposal.

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I have heard arguments on the said bail application from both sides and have perused the record. IO filed written reply to the said bail application. Same is also perused.

It is argued on behalf of applicant/accused that wife of accused is undergoing treatment in Shakuntala Hospital, Sagar Pur, Delhi and doctor has advised her to undergo surgery of uterus on 25.07.2019 and date for admission is 24.07.2019. Interim bail application is strongly opposed by State Counsel on two grounds i.e. one of concealment of fact of dismissing two bail applications by Hon'ble High Court i.e. interim as well as regular on 03.06.2019 and 05.10.2018. It is also stated that on the ground of ailment even this court has also dismissed interim bail application on 29.04.2019 and the second arguments is that there are other persons to look after the wife of the family and in view of the seriousness of offence, accused is not entitled for bail.

This court is in agreement of the submission made by Ld. State Counsel that the accused has concealed the facts of dismissal of two bail applications specially one for interim bail on the ground of ailment by Hon'ble High Court, he is not entitled for relief sought. In view of the facts and circumstances of the case and the seriousness of offence this court is of the view that the accused is not entitled for interim bail and interim bail application is dismissed. Copy be given dasti to both the parties free of cost.

At this stage, an application for giving directions to Superintendent Jail for giving separate cabin for transportation of the accused Ravinder Rathi to the court is moved. Let reply on this application be sought from Superintendent Jail for next date. Copy of the application alongwith the

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copy of order sheet be sent to Superintendent Jail to file reply on next date.

Put up for PE on 30.08.2019. Summons be issued to PW-7 for next date as well as notice to Ms. Kamaljeet Kaur.

(Pooran Chand)
ASJ-02, West/THC/Delhi
16.07.2019