

10.02.2025

This is an application u/s 482 of Bhartiya Nagrik Suraksha Sanhita (BNSS) 2023 for grant of anticipatory bail filed on behalf of applicant / accused.

No bail application has been reported to be pending before any other court or before Hon'ble High Court of Delhi.

Present : Dr. Darvesh Yadav, Ld. Substitute Addl. PP for the State.
Sh. Sunil Tiwari (M.No. 9899335023), Ld.
Counsel for the applicant/ accused (through VC).
IO /SI Tarun Kumar in person.

In compliance of previous direction, further progress report of the investigation filed by the IO as per which the applicant/accused joined the investigation on 06.02.2025.

1. By filing the present application, applicant/accused is seeking anticipatory bail on the ground that the applicant/accused is innocent and victim of false implication and he has nothing to do with the alleged offences. It is further submitted that no active role has been played by the applicant/accused in this case. It is further submitted that the injured has already been discharged from the hospital and the applicant/accused has not caused any injury to the injured.

2. It is further submitted that there is no premeeting of mind between the applicant/accused and the co-accused. It is further submitted that the main accused in this case is in JC.

It is further submitted that applicant/accused has strong apprehension of his arrest at the hands of police officials of PS Sadar Bazar. It is further submitted that the applicant/accused is not required for any interrogation purposes, however, he is ready to join the investigation as and when ordered by this court.

3. Ld. Substitute Addl. PP for the State has strongly opposed the bail application on the ground that the applicant/accused has committed a heinous crime in broad day light and there is every possibility that he can do it again. It is further argued that the applicant/accused has a significant role and participated actively throughout the incident. It is further argued that the way accused persons attacked the victim without any reason, is very cruel and such accused persons are danger to the society.

4. It is further argued that applicant/accused has previous involvement also in FIR No. 531/21, u/s 394/397/342/411/120B/34 IPC and 25/27 Arms Act, which is pending trial. It is further argued that there is every possibility that the applicant/accused can tamper with the evidence and hamper the investigation and also threaten the complainant and other witnesses. It is prayed that application may kindly be dismissed.

5. I have heard the submissions made by the Ld. Substitute Addl. PP for the State and Ld. Counsel for the applicant / accused.

6. Keeping in view of the fact that in compliance of previous direction the applicant/accused has joined the

investigation on 06.02.2025, no custodial interrogation of the applicant/accused is required and keeping in view the judgment of Hon'ble Supreme Court titled ***Satender Kumar Antil Vs. CBI and anr.*** hence, in the interest of justice, **anticipatory bail** is granted to the applicant/accused **Deepanshu S/o Sh. Ravinder Kumar** and applicant/accused be released on furnishing bail bond in the sum of Rs. **20,000/-** (Rupees Twenty Thousand Only) to the satisfaction of concerned Ld. JM/SHO/IO concerned, subject to the following conditions :-

- I. He shall join the investigation as and when required by the IO;
- II. He shall not tamper with the evidence and in case charge-sheet is filed against him, he shall regularly appear in the court during the trial;
- III. He shall not contact the complainant, other witnesses and shall not pressurize them, induce them or extend any kind of threat to them; and
- IV. In case of change of his address, he shall intimate the same to the SHO concerned and the court.
- V. He shall not leave the station during his anticipatory bail without obtaining permission from the Court; and

7. The application stands disposed off accordingly. The observations made while disposing off the present application shall not tantamount to the expressions on the merits of the case.

8. Copy of this order be given dasti.

(**Rakesh Kumar-IV**)
ASJ (Electricity) - 01,
Central/Tis Hazari Courts/Extn. Block/
Delhi/10.02.2025