

SC 372/2023
STATE VS. DEEPAK @ BABA AND ORS
FIR NO. 113 /2023
PS INDERPURI

01.02.2024

ORDER

**This is the bail application filed on behalf of applicant/
accused Ayush.**

In the application, it is stated that applicant is an innocent person and has nothing to do with the alleged offence. He has been falsely implicated in the present case. There is no previous involvement of the applicant. He is in JC since 27.08.2023. The investigation is already complete as the chargesheet has been filed. Nothing incriminating has come up against the applicant in the entire chargesheet. The applicant is 18 years old and is student of class 12th. He seeks re-formative justice from the court and is ready to abide by any condition imposed by the court. It is prayed that he be released on bail.

Per contra, the application is vehemently opposed by Id. Addl. PP for the State on the ground that the applicant / accused first conducted the rekki of the deceased Ranjeet and thereafter, he alongwith the co-accused persons formed two groups and they
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caught hold of deceased Ranjeet and committed his murder. The applicant also caused stab injury to the deceased. It is prayed that the application be dismissed.

Heard ld. Addl. PP for the State, ld. Defence counsel and perused the report of the IO and the chargesheet.

The case of prosecution is that on 24.06.2023, at about 09:30pm, co-accused Deepak sent the present applicant Ayush @ Nitin, Karan and Arpit for rekki of deceased Ranjeet. After doing rekki, they informed him about the location of Ranjeet, who was present near D Block, Dirty Drain. All the accused persons gathered and formed two teams. The first team consisted of Ayush @ Nitin / applicant, Vishnu, Karan and Arpit. Vishnu had metal punch in his hand. The second team consisted of Deepak, Yash, Rahul, Mithun and Nitish. Deepak and Yash had knife in their hands. Both the teams reached at D Block, Dirty Drain and they caught hold of Ranjeet separately so that he could not escape from the spot. Few of the accused persons caught hold of deceased Ranjeet while Deepak and Yash stabbed Ranjeet and Vishnu attacked on his head and other places with a punch. The

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applicant Ayush @ Nitin started beating Ranjeet with kicks and punches. Suddenly the knife fell from Deepak and it is the applicant / Ayush who picked it up and stabbed Ranjeet with the knife. They all ran away from the spot.

Considering the gravity of offence and serious nature of offence, no ground is made out for grant of bail. **The application is dismissed accordingly.**

Nothing stated herein above shall tantamount as an expression of opinion on the merits of the case. The copy of the order be given dasti to the Id. counsel for accused / applicant and one copy of the order be sent to concerned Jail Superintendent to be served upon the accused / applicant in compliance of **Sanjay Singh Vs. State (Govt. of NCT of Delhi), WP Cr. no. 974/2022.**

(KIRAN GUPTA)
Addl. Sessions Judge-04
Patiala House Courts
New Delhi/01.02.2024