

Bail Application
STATE Vs. ROHIT
FIR No. 145/22
P.S Crime Branch (N-W Delhi)
Under Sections 21/25 NDPS Act

15.12.2022

Pr: Dr. Raj Rani, Ld. Substitute Addl. PP for the State.
IO SI Neeraj in person.
Sh. Manish Kumar, Ld. Counsel for the applicant/accused
Rohit.

By filing the present bail application under Section 439 Cr.P.C., applicant/accused is seeking **extension of interim bail for a period of 30 days** on the ground that that while in J.C till pendency of trial, the future of the applicant/accused should not be ruined in non pursue of academic carrier. Further, that the applicant/accused was granted interim bail by this Court vide order dated **01.10.2022** from 01.10.2022 to 11.11.2022 which was extended from 11.11.2022 to 23.11.2022 and again on 25.11.2022 to 15.12.2022. That, unfortunately, when the last exam which was to be conducted on 22.11.2022, the applicant/accused got seriously ill and the applicant/accused was taken to nearest hospital where he was diagnosed with severe anemia and acute kidney diseases due to which he was granted interim bail. Now, the condition of the applicant/accused has deteriorated due to kidney disease and he is left with no option except to file the present application for recovery of his health. Further, that the applicant/accused has clean antecedents. Hence, the application.

contd.2...

Reply has been filed by IO *wherein it is mentioned that 410 grams of Heroin was recovered during the personal search of applicant/accused and that the medical documents of the applicant/accused have been got verified and found genuine wherein the doctor has opined that accused/patient is suffering from chronic renal disease.*

Ld. Addl. PP for the State had strongly opposed the bail application on the ground that the recovered contraband i.e. **410 grams of Heroin** falls under **commercial quantity**. Hence, there is rigor under Section 37 NDPS Act in the present case.

Heard. Perused.

Considering the facts and circumstances and urgency pleaded in the bail application on medical grounds and that the applicant/accused is already running on interim bail and no fresh offence/complaint has been reported against him during the period of interim bail, **the interim bail of the applicant/accused is extended for a further period of 30 days** on the same terms and conditions on which he was granted interim bail with the *directions to the applicant/accused that no further extension will be granted to him and he will surrender before the concerned jail superintendent after expiry of interim bail period. The bail application is accordingly disposed of.*

Copy of the order be given dasti.

(Vikram)
ASJ-02/Spl. Judge (NDPS),
North West, Rohini Courts,
Delhi/15.12.2022