

Rohit vs.state

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SooperKanoon Citation : sooperkanoon.com/1220657

Court : Delhi

Decided On : Jan-16-2019

Appellant : Rohit

Respondent : State

Judgement :

\$~1 * IN THE HIGH COURT OF DELHI AT NEW DELHI % + Judgment delivered on:

16. 01.2019 BAIL APPLN. 1100/2018 ROHIT STATE versus

... Petitioner

..... Respondent Mr.Faheem Alam, Adv. Advocates who appeared in this case: For the

... Petitioner

: For the Respondent : CORAM:-

"HONBLE MR JUSTICE SANJEEV SACHDEVA Mr.Hirein Sharma, APP.
JUDGMENT1601.2019 SANJEEV SACHDEVA, J.

(ORAL) 1.

... Petitioner

seeks anticipatory bail in FIR No.41/2018 under Sections 3 of the IPC, Police Station Neb Sarai, Delhi.

2. The allegations against the petitioner are that the complainant along with his friend Sharif were walking towards his house when he saw co-accused beating a boy and when they tried to intervene, two boys came along with rods in their hands and started beating them and soon thereafter one more person along with the petitioner came with sticks and started beating the complainant and his friend and on account of the beatings injuries were sustained by the complainant as well as his friend. As per the FIR, the friend of the complainant Sharif was assaulted by the petitioner on BAIL APPLN. 1100/2018 Page 1 of 2 his hands and legs.

3. Learned counsel for the petitioner submits that the petitioner has been falsely implicated as the complainant is an accused in cross FIR lodged by one of the friends of the petitioner.

4.

... Petitioner

was granted interim protection by order dated 23.08.2018 subject to joining investigation.

5. Learned APP under instructions submits that the petitioner had joined investigation. Investigation is nearly complete and there is no further requirement of petitioner to join investigation.

6. Keeping in view the totality of facts and circumstances, I am of the view that the petitioner has made out a case for grant of anticipatory bail.

7. Accordingly, it is directed that in the event of arrest, the arresting officer/IO/SHO shall release the petitioner on bail on his furnishing a bail bond in the sum of Rs. 20,000/- with one surety of the like amount to the satisfaction of the arresting officer/Investigating Officer/SHO concerned.

... Petitioner

shall not do anything which may prejudice the investigation, trial or the prosecution witnesses. The petition is allowed in the above terms. Order Dasti under signatures of the Court Master.

8. 9. JANUARY16 2019/rk SANJEEV SACHDEVA, J BAIL APPLN. 1100/2018
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