

\$~2

\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

***Date of Decision: September 01, 2015***

+ **BAIL APPLN. 1260/2015**

SATISH @ DHAULA ..... Petitioner  
Through: Mr. R.K. Burman, Advocate

versus

STATE OF NCT OF DELHI ..... Respondent  
Through: Ms. Manjeet Arya, Additional  
Public Prosecutor for respondent-  
State with Inspector Naresh Malik

**CORAM:**  
**HON'BLE MR. JUSTICE SUNIL GAUR**

% **JUDGMENT**  
**(ORAL)**

Petitioner seeks regular bail in FIR No.793/2014, under Sections 307/34 of IPC and Sections 25 & 27 of *the Arms Act*, registered at police station Samaipur Badli, Delhi while claiming to be innocent and in custody since July, 2014.

Learned Additional Public Prosecutor for respondent-State strongly opposes this application on the ground that petitioner had facilitated the attempt to make a murderous assault on the life of the injured and rather instigated his co-accused to kill the injured by firing at a close range and infact, the co-accused had fired at the injured.

An apprehension expressed by learned Additional Public

Prosecutor for respondent-State that if petitioner is released on bail, then he will tamper with the evidence and the trial of this case is about to begin.

Upon hearing and on perusal of the FIR of this case, I find it not to be a fit case to grant bail to petitioner-accused at this stage. Accordingly, the bail is declined with liberty to petitioner to seek bail afresh after the evidence of injured has been recorded.

The application is disposed of while not commenting upon merits of this case lest it may prejudice petitioner when he seeks regular bail after the evidence of the injured is recorded.

**(SUNIL GAUR)**  
**JUDGE**

**SEPTEMBER 01, 2015**

s