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

+ CRL.M.C. 2194/2016 & CrI.M.A. 9244/2016 (directions)

NARESH PAL CHAUDHARY

..... Petitioner

Represented by: Mr. Sushil Bajaj, Mr. Gaurav Chauhan, Advs.

versus

STATE OF NCT OF DELHI & ORS

..... Respondent

Represented by: Mr. Hirein Sharma, APP with SI Sohan Lal DIU/South.
Mr. Anil Sharma, Mr. Jaskaran Singh, Advs. for R-2&3.

+ CRL.M.C. 2587/2016 & CrI.M.A. 11094/2016 (directions)

NARESH PAL CHAUDHARY

..... Petitioner

Represented by: Mr. Sushil Bajaj, Mr. Gaurav Chauhan, Advs.

versus

STATE OF NCT OF DELHI & ANR

..... Respondent

Represented by: Mr. Ravi Nayak, APP with SI Sohan Lal DIU/South.
Mr. Charan S. Verma, Mr. Rishab Nagar, Advs. for R-2.

+ CRL.M.C. 2592/2016 & CrI.M.A. 11108/2016 (directions)

NARESH PAL CHAUDHARY

..... Petitioner

Represented by: Mr. Sushil Bajaj, Mr. Gaurav Chauhan, Advs.

versus

CRL.M.Cs. 2194/2016, 2587/2016 & 2592/2016

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STATE OF NCT OF DELHI & ANR

..... Respondent

Represented by: Mr. Ravi Nayak, APP with SI
Sohan Lal DIU/South.
Mr. Charan S. Verma, Mr.
Rishab Nagar, Advs. for R-2.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

09.03.2017

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By these three petitions the petitioner sought cancellation of anticipatory bail granted to Ajit Singh and Vikramjeet Singh, father and son in Crl.M.C. 2194/2016, Shishirjit Singh in Crl.M.C. 2587/2016 and Sanjay Singh in Crl.M.C. 2592/2016.

Learned counsel for the petitioner at the outset submits that the charge-sheet has been filed. Though the petitioner does not seriously seek cancellation of anticipatory bail granted to the four accused, his grievance is that the order passed by the learned Additional Sessions Judge granting anticipatory bail to the four petitioners named above was in a way passing an order of acquittal, the same would have a bearing during the trial as the same would influence the concerned Judge even at the time of taking cognizance or at the stage of hearing of charge or the final decision on merits.

Needless to say that any order granting bail or anticipatory bail has no bearing on the merits of the case as the same is only a prima facie expression of opinion on the facts placed then before the Court. At the stage of taking cognizance and even at the stage of framing of charge or to that matter of

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fact at the conclusion of trial, the learned Trial Court is required to look into the material/ evidence independently and form its opinion thereon.

Learned counsel for the petitioner does not press the present petitions.

Petitions and applications are dismissed as withdrawn.


MUKTA GUPTA, J.

MARCH 09, 2017
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