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

+ BAIL APPLN. 754/2017

SUJEET

..... Petitioner

Through: Mr. Dushyant Chaudhary and Mr. B.P.
Singh, Advocates

versus

STATE (NCT OF DELHI)

..... Respondent

Through: Mr. Akshai Malik, APP with Insp.
Surinder Singh, SI Prakash Chand, PS Kotwali

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

% **18.05.2017**

Crl. M.A. 6873/2017 (Exemption)

Allowed subject to just exceptions.

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Status report filed. Heard. The record has been perused.

The learned additional public prosecutor confirms that Rajesh Kumar Perjapati (PW-2) who was examined at the trial on 07.04.2017 is the only witness who according to the case presented would be in a position to identify the persons involved in the crime.

The applicant came to be arrested in the present case on the basis of disclosures made after the arrest in another case. Though he refused to join test identification parade, and the charge-sheet was filed, *inter alia*, on the basis of identification by PW-2 in the police custody, PW-2 when examined in the court has shown hesitation in identifying the applicant so as to connect him with the crime.

In these circumstances, the application is allowed. The applicant is released on bail subject to the following conditions:-

- (i). He shall furnish personal bond in the sum of Rs.20,000/- with one surety in like amount to the satisfaction of the Superintendent Jail.
- (ii). Prior to his release, he shall give the telephone numbers of self and of at least one other responsible family member besides that of the surety to the jail authorities and to local police.
- (iii). During the period of bail, he shall report to the SHO of the concerned police station once a week on every Saturday.
- (iv). During the period of his release, he shall not come in contact with or try to influence any of the witnesses of the case in which he stands convicted or the cases which are still pending against him.
- (v). During the period of release, he shall maintain peace and be of good behaviour not involving in any criminal activity.
- (vi). He shall not leave the National Capital Territory of Delhi during the period of bail, without prior permission of this court.

The bail application is disposed of in these terms.

A copy of this order shall be transmitted to the jail authorities.

Dasti.

R.K.GAUBA, J

MAY 18, 2017

Yg

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