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

+ BAIL APPLN. 2263/2016

HUKAM SINGH @ HUKKE

..... Petitioner

Through : Mr.Abinash Kr.Mishra, Advocate.
versus

STATE OF NCT OF DELHI

..... Respondent

Through : Mr.Kamal Kr.Ghei, APP.
Mr.Shiv Kumar Sharma, Advocate,
for the complainant.

+ BAIL APPLN. 2340/2016

CHETAN @ ASHU

..... Petitioner

Through : Mr.Abinash Kr.Mishra, Advocate.

versus

STATE OF NCT OF DELHI

..... Respondent

Through : Mr.Kamal Kr.Ghei, APP.
Mr.Shiv Kumar Sharma, Advocate,
for the complainant.

+ BAIL APPLN. 2118/2016

SAURABH @ INDER

..... Petitioner

Through : Mr.Abinash Kr.Mishra, Advocate.

Bail Appl.2263/2016 & connected matters

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versus

STATE

..... Respondent

Through : Mr.Amit Gupta, APP.
Mr.Shiv Kumar Sharma, Advocate,
for the complainant.

CORAM:

HON'BLE MR. JUSTICE S.P.GARG

ORDER

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12.01.2017

1. The petitioners seek anticipatory bail in case FIR No.404/2016 under Sections 323/341/308/307/34 IPC registered at Police Station Pandav Nagar. Status reports are on record.
2. I have heard the learned counsel for the parties including the counsel for the complainant and have examined the file. The petitioners-Hukam Singh @ Hukka, Chetan @ Ashu and Saurabh @ Inder were granted interim protection and were directed to join the investigation as and when required vide orders dated 07.11.2016, 17.11.2016 and 17.10.2016 respectively. Undisputedly, they have joined the investigation since then.
3. Initially the FIR was registered under Sections 323/341/34 IPC. Subsequently, Sections 308/307/325 IPC were added. Status report reveals that co-accused Arjun @ Ujjay, Mahinder Singh s/o Hukam Chand and Surinder @ Twinkle have been arrested and are on regular bail.

4. Status report further reveals that initially in the FIR the complainant Rakesh Kumar had named six assailants to have inflicted injuries on him. Subsequently, in 164 Cr.P.C. statement the number of assailants was described as seven. During investigation Ramchandar @ Bhole was found to be a labourer whose identify/address could not be traced out. The petitioner Saurabh @ Inder was found present in the CCTV footage at 4.22 p.m. in Tilak Nagar which is at a distance of 22-25 kilometers.

5. The role assigned to the petitioners is of catching hold of the victim and of provocation. The incident had taken place suddenly on a trivial issue.

6. Considering the facts and circumstances of the case and the role assigned to the petitioners, they are admitted to anticipatory bail and in the event of their arrest, they be released on bail on their furnishing personal bond in the sum of ₹40,000/- each with one surety in the like amount to the satisfaction of the SHO/Investigating Officer with the condition that they shall join the investigation as and when required.

7. The bail applications stand disposed of.


S.P.GARG, J.

JANUARY 12, 2017/sa