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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **BAIL APPLN. 2022/2017**
YOGESH

..... Petitioner

Through: Mr. Gaurav Kochar, Advocate.

Versus

STATE

..... Respondent

Through: Mr. Tarang Srivastava, APP for State
with SI Vineet, P.S. Anand Vihar.

CORAM:

HON'BLE MR. JUSTICE NAJMI WAZIRI

ORDER

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13.12.2017

The petitioner seeks bail. He has been incarcerated from 14.03.2017. There are ten co-accused of which one is absconding. Two of the co-accused that is Sanjay and Deepak has been enlarged on bail.

The learned Additional Public Prosecutor for the State submits that the other two co-accused had been enlarged on bail because no amount was recovered from them, whereas an amount of Rs. 40,000/- of the petitioner's share of the looted money was recovered from him. The other co-accused are stated to have apportioned the loot equally. However, this can hardly be ground for the denial of bail because the prosecution's case against all the co-accused is stated to be identical.

In the circumstance, the petitioner too is enlarged on bail subject on his furnishing a personal bond in the sum of Rs.30,000/- with one surety of the like amount to the satisfaction of the Trial Court concerned, subject to the following conditions:-

- (i) the petitioner will regularly appear on each and every date of hearing to be fixed by the Court concerned;
- (ii) the petitioner will not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) the petitioner will not leave the country without prior permission of the Court and the passport, if held by the petitioner, shall be deposited with the Trial Court; and
- (iv) the petitioner will duly intimate his new address and telephone number to the SHO/IO of the case (in case of change) under intimation to the Trial Court concerned.

The application stands disposed off in the above terms

Nothing stated in this order shall be deemed to be an adjudication on the merits of the case.

The Registry is directed to send a copy of this order to the Jail Superintendent, concerned for information. Its copy shall also be served on the Jail Superintendent through the police.

A copy of this order be given *dasti* to the learned counsel for the parties under the signature of the Court Master.

NAJMI WAZIRI, J.

DECEMBER 13, 2017

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