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

% Judgment delivered on: 20.05.2019

+ BAIL APPLN. 889/2019

GAURAV

..... Petitioner

versus

STATE (NCT OF DELHI)

..... Respondent

Advocates who appeared in this case:

For the Petitioner : Mr. Mukul Gupta, Sr. Advocate with Mr. Amit Nahata, Mr. Sumit Kumar Mishra and Mr. Pushkar Mehta, Advocates.

For the Respondent: Ms. Meenakshi Dahiya, APP for the State.

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT

SANJEEV SACHDEVA, J. (ORAL)

1. Status report is filed. The same is taken on record.
2. Petitioner seeks regular bail in FIR No.725/2018 under Sections 186/353/332/307/34 IPC, Police Station Punjabi Bagh.
3. FIR has been registered on the complaint of In-charge of a PCR Van. It is alleged that information was received that two boys sitting in a car were misbehaving with some girls. When the PCR reached the spot, neither the caller nor the girls were found. When they called back the caller, he gave the number of the vehicle in which the two

boys were allegedly sitting. When the constable of the PCR confronted the two boys, it is alleged that the petitioner, who was sitting on the driver's seat abused the constable. When the constable attempted to remove them from vehicle, the petitioner is alleged to have driven his vehicle on the constable thereby causing grievous injuries to him.

4. The Constable is alleged to have suffered multiple injuries and as per the medical report, the nature of injuries sustained is grievous.

5. Learned senior counsel for the petitioner submits that petitioner has been falsely implicated. He submits that no public witness has been joined in the investigation to corroborate the incident or the manner in which the petitioner has been arrested. He further submits that the alleged location where the incident is alleged to have happened is covered by several CCTV cameras, however, no CCTV footage has been relied on to corroborate the offence.

6. Learned senior counsel for the petitioner submits that the petitioner is a young boy of 25 years of age and has been in custody since 19.12.2018. He submits that investigation is complete and chargesheet has already been filed and trial is likely to take substantial time. He further submits that the petitioner has clean antecedents.

7. Without commenting on the merits of the case and keeping in view the totality of facts and circumstances and the fact that the petitioner is a young boy of 25 years of age and has clean antecedents,

investigation is complete and chargesheet has been filed and trial is likely to take substantial time, I am of the view that the petitioner has made out a case for grant of regular bail.

8. Accordingly, on petitioner furnishing a bail bond in the sum of Rs.25,000/- with one surety of the like amount to the satisfaction of the Trial Court, petitioner shall be released on bail, if not required in any other case. Petitioner shall not do anything which may prejudice either the trial or the prosecution witnesses.

9. Petitioner shall not leave the country without the prior permission of the Trial Court and passport if any, shall be surrendered to the Investigating Officer, if not already done so. Petitioner shall furnish his permanent residential address as well as his mobile number and that of the surety to the concerned Investigating Officer and in case of any change of address or contact number, he shall duly intimate the same to the Investigating Officer.

10. Petition is allowed in the above terms.

11. Order *Dasti* under signatures of the Court Master.

SANJEEV SACHDEVA, J

MAY 20, 2019
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