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

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Judgment delivered on: 16.05.2019

+ BAIL APPLN. 3060/2018

SUBHASH

..... Petitioner

versus

STATE

..... Respondent

Advocates who appeared in this case:

For the Petitioner : Mr. Vishal Raj Shejpal with Mr. Purushendra Bhardwaj, Advocates.

For the Respondent: Ms. Meenakshi Dahiya, APP for the State with SI Yoginder Singh, PS Jagat Puri

CORAM:-

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

JUDGMENT

SANJEEV SACHDEVA, J. (ORAL)

1. Petitioner seeks anticipatory bail in FIR No.289 of 2018 under Sections 323/452/427/506/34 of the Indian Penal Code, 1860, Police Station Jagat Puri.

2. Allegations in the FIR are that the complainant along with his brother was going on the street when he was confronted by 2-3 boys and an altercation took place. Thereafter the neighbours intervened and the boys left the spot. Subsequently, boys came with other persons and entered the house of the complainant and dragged the

complainant out of the house. It is alleged that petitioner along with other co-accused beat the complainant, his brother and other neighbours.

3. Learned counsel for the petitioner submits that the petitioner has been falsely implicated.

4. Police file had been perused which showed that nature of injury sustained was simple and all the injured were discharged after first-aid.

5. By order dated 21.12.2018, petitioner was granted interim protection subject to joining investigation.

6. Learned APP for the State, under instructions from the Investigating Officer, submits that the petitioner has joined investigation and investigation is complete and chargesheet is in the process of being finalized for being filed in Court. She further submits that there is no further requirement of the petitioner to join investigation. She, under instructions from the Investigating Officer, submits that as per their record, petitioner has clean antecedents.

7. Without commenting on the merits of the case and keeping in view of the totality of the facts and circumstances, I am satisfied that petitioner has made out a case for grant of anticipatory bail.

8. Accordingly, it is directed that in the event of arrest, the

arresting officer/IO/SHO shall release the petitioner on bail on petitioner furnishing a bail bond in the sum of Rs. 15,000/- with one surety of the like amount to the satisfaction of the arresting officer/Investigating Officer/SHO concerned. Petitioner shall not do anything that may prejudice the investigation, trial or prosecution witnesses.

9. Petition is allowed in the above terms.

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

MAY 16, 2019
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SANJEEV SACHDEVA, J