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

+ **BAIL APPLN. 1772/2023**

PRAVEEN

..... Petitioner

Through: Ms.Meghna Kar and Mr.Anuj
Upadhyay, Advocates

versus

STATE OF NCT OF DELHI

..... Respondent

Through: Mr. Sanjeev Sabharwal, APP for the
State with SI Sandeep, P.S.Malviya
Nagar.

CORAM:

HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

ORDER

12.01.2024

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1. An application under Section 439 read with Section 482 of the Code of Criminal Procedure, 1973 ('Cr.P.C.') has been preferred on behalf of the petitioner for grant of regular bail in FIR No. 0509/2020 under Sections 307 IPC registered at PS: Malviya Nagar, Delhi.

2. Learned counsel for the petitioner submits that the petitioner/accused is alleged to have injured his mother Smt. Santra Devi with an *imam dasta* over her head, as she intended to send the petitioner to de-addiction centre. It is further submitted that during pendency of the present bail application all the material witnesses have been examined and nothing incriminating has come up on record against the petitioner. It is further informed that petitioner is in custody since 02.12.2020 and has no other criminal antecedents.

3. The aforesaid position is not disputed by learned APP for State



though the application is opposed on the ground that the petitioner appears to be addicted to drugs.

4. Considering the facts and circumstances and since it is admitted by the learned APP that the mother of the petitioner has not supported the case of the prosecution, he is admitted to bail on furnishing personal bond in the sum of Rs. 25,000/- (Rupees Twenty Five Thousand only) with one surety in the like amount to the satisfaction of the learned trial court and subject to the following conditions:

- (i) The petitioner shall reside in premises other than in which the mother of the petitioner is residing and shall not visit the premises of the mother during pendency of the criminal proceedings; and
- (ii) The petitioner shall provide his mobile number to the Investigating Officer (IO) / SHO concerned.

Further, the SHO concerned is also directed to ensure that necessary treatment for de-addiction is provided/enabled to the petitioner, if required at an authorized medical centre during the pendency of the criminal proceedings to ensure the safety of the mother of the petitioner. A report in this regard shall also be forwarded to learned trial court within a month of release of the petitioner.

The application is accordingly disposed of.

A copy of this order be sent to the concerned SHO, Trial Court, and Superintendent Jail for information and compliance.

ANOOP KUMAR MENDIRATTA, J.

JANUARY 12, 2024/v