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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **BAIL APPLN. 1600/2024, CRL.M.A. 13955/2024, CRL.M.A. 13956/2024**

GAURAV

..... Petitioner

Through: None.

versus

THE STATE OF NCT OF DELHI & ANR.

..... Respondents

Through: Mr. Laksh Khanna, APP for State

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

07.05.2024

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1. Present none for the petitioner/applicant.
2. Though the applicant is not represented today, however, with the assistance of learned APP for the State, I have gone through the case file including the Status Report placed on record.
3. By way of present bail application filed under Section 439 Cr.P.C., the applicant seeks regular bail in FIR No. 552/2023 registered under Sections 307/34 IPC at P.S. Fatehpur Beri.

In the bail application, it has been averred that the applicant has been in custody since 24.11.2023 and that the investigation is already complete, charge-sheet having been filed. It is further averred that the parties have amicably settled their disputes and a Settlement Agreement dated 28.02.2024 to the aforesaid extent has also been placed on record.

4. Learned APP for the State, on instructions, states that the role



attributed to the applicant is of beating the complainant with kicks and fist blows. He, on further instructions, submits that there is no recovery from the applicant and further that he is not found involved in any other case. Lastly, it is submitted that the nature of injuries have been opined to be grievous, however, he concedes that the same are not attributable to the applicant.

5. Considering the aforesaid facts, it is directed that the applicant be released on regular bail subject to him furnishing a personal bond in the sum of Rs.25,000/- with one surety of the like amount to the satisfaction of the concerned Jail Superintendent/concerned Court/Duty/link M.M. and subject to the following further conditions :-

- i) The applicant shall not leave the NCR without prior permission of the concerned Court.
- ii) The applicant shall provide his mobile number to the Investigating Officer on which he will remain available during the pendency of the trial.
- iii) In case of change of residential address or contact details, the applicant shall promptly inform the same to the concerned Investigating Officer as well as to the concerned Court.
- iv) The applicant shall not directly/indirectly try to get in touch with the complainant or any other prosecution witnesses or tamper with the evidence.
- v) The applicant shall regularly appear before the concerned Court during the pendency of the trial.

6. The bail application is disposed of in the above terms alongwith miscellaneous applications.

7. Copy of the order be communicated to the concerned Jail



Superintendent for information and communicating the same to the applicant.

8. Needless to state that nothing observed hereinabove shall amount to an expression on the merits of the case and shall not have a bearing on the trial of the case as the same has been expressed only for the purpose of the disposal of the present bail application.

MANOJ KUMAR OHRI, J

MAY 7, 2024

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