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

+ **BAIL APPLN. 2352/2024**

NAVEEN KHATRI

.....Applicant

Through: Mr. Mohit Chaurasia, Mr.
Sunil Upadhyay & Mr.
Avtaar Singh Deol,
Advocates.

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Ajay Vikram Singh,
APP for the State
alongwith Mr. Sachin
Dhingra & Mr.
Pushpendra Veer Pratap
Singh, Advocates.
SI Ravi Kumar (P.S.
Model Town).

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

09.07.2024

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1. The present application is filed seeking regular bail in FIR No.79/2016 dated 06.02.2016, registered at police station Model Town, for offence under Section 365 of Indian Penal Code, 1860.
2. The bail application filed by the applicant on an earlier occasion was dismissed by a Coordinate Bench of this Court, by a detailed and reasoned order dated 12.09.2023.
3. On being asked, the learned counsel for the applicant submits that about ten months have passed since the dismissal of application for bail and the trial is still pending. He submits that the same is a changed circumstance which entitles the applicant to file a bail application afresh.



4. The applicant is charged for offences under Sections 302/365/202/212 of the Indian Penal Code, 1860.

5. The Coordinate Bench of this Court, by detailed order, had dismissed the application filed by the applicant noting that the present case presents a deeply troubling and exceptionally grave set of circumstances. The petitioner, if convicted, can be sentenced for life.

6. In such circumstances, only because some more period has elapsed, pursuant to the dismissal of the bail application, the same cannot be taken as a changed circumstance and entitle the applicant to maintain another bail application.

7. However, considering the fact that the applicant is in custody since 07.02.2016, the learned Trial Court is requested to expedite the recording of evidence.

8. The learned Additional Public Prosecutor for the State, fairly submits that no unwarranted adjournment would be sought and all efforts would be made to bring the witnesses for examination.

9. The applicant is at liberty to file an application afresh if the trial does not conclude within a period of six to eight months.

10. In view of the above, no orders are required to be passed at this stage. The application is dismissed.

AMIT MAHAJAN, J

JULY 9, 2024

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