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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **BAIL APPLN. 4169/2023**
BIMAL KUMAR JAIN

..... Petitioner

Through: Mr.Vikas Pahwa, Sr. Advocate with
Mr.Naveen Malhotra and Mr.Ritwik
Malhotra, Advocates.

versus

DIRECTORATE OF ENFORCEMENT

..... Respondent

Through: Mr.Zoheb Hossain, Spl.counsel with
Mr.Vivek Gurnani, Advocate.

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER
02.04.2024

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1. During the course of submissions, Mr.Pahwa, learned senior counsel for the petitioner has contended that though the bail applications were previously rejected twice by this Court, the Supreme Court vide orders dated 04.01.2022 and 27.02.2023 granted liberty to the applicant to review his applications for bail before the trial court. In the latter order, it was also observed that the application be considered irrespective of the observations made by this Court while dismissing the bail applications. He states that the applicant had approached the trial court, however, the bail application has been rejected by simply holding that there was no need to revisit the case facts as the earlier bail applications were rejected and there is no change in circumstance.

2. At this stage, Mr.Hossain, learned SPP submits that the observations



of the Supreme Court in its order dated 27.02.2023 were clear that the bail applications would be heard afresh.

3. Considering the aforesaid and with the consent of learned counsels for the parties, the impugned order is set aside and the matter is remanded back to the trial court for considering the bail application afresh.

4. The applicant would be at liberty to raise all such grounds as may be available to him under law. The application as and when filed, be considered expeditiously.

5. Nothing stated herein shall be construed as an observation on the merits of the case and the bail application shall be considered in accordance with law.

6. The petition stands disposed of.

7. *dasti.*

MANOJ KUMAR OHRI, J

APRIL 2, 2024
VLD