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

+ **BAIL APPLN. 4178/2023**

MANOJKUMAR

..... Petitioner

Through: **Mr. Alok Tripathi, Advocate.**

versus

STATE NCT OF DELHI

..... Respondent

Through: **Mr. Manoj Pant, APP for the State.**

CORAM:

HON'BLE MS. JUSTICE SWARANA KANTA SHARMA

ORDER

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23.01.2024

1. The instant application under Section 482 of the Code of the Criminal Procedure, 1973 ("Cr.P.C.") has been filed on behalf of petitioner seeking regular bail in case FIR bearing no. 303/2018, registered at Police Station EOW, Delhi for the offences punishable under Sections 420/406 of the Indian Penal Code, 1860 ("IPC").
2. It is stated by learned counsel for petitioner that the petitioner was arrested on 11.11.2020, and he states that the petitioner is not the main accused. It is further stated that the charge-sheet has already been filed. It is also stated that the petitioner has remained in judicial custody for the last three years as an under-trial.
3. Learned APP appearing on behalf of the State does not dispute that the main accused in this case was arrested on 30.06.2022 and that charge-sheet as well as supplementary charge-sheet already stand filed, and that the custodial interrogation of the present accused is not required.



4. The Trial Court Record which was summoned on the last date of hearing has been perused. It is reported that charges could not be framed till date since supplementary charge-sheet was to be filed in this case.

5. After perusing the entire record and considering the overall facts and circumstances of the case, also considering that the accused has been in judicial custody for the last three years, and charges are yet to be framed, and the fact that the matter is listed for compliance for other accused persons, it will take time for trial to conclude, this Court is inclined to grant regular bail to the petitioner on his furnishing personal bond in the sum of Rs.25,000/- with one surety of the like amount to the satisfaction of the Trial Court/Successor Court/Link M.M/Duty M.M concerned on the following terms and conditions:

- i) The applicant shall remain available on mobile numbers; shared by him with the Police.
 - ii) The applicant shall not leave NCT of Delhi without prior permission of the concerned Trial Court.
 - iii) The applicant shall not directly or indirectly make an attempt to influence the witnesses or tamper with the evidence in any manner.
 - iv) In case of change of residential address/contact details, the applicant shall promptly inform the same to the concerned I.O./SHO
 - v) The applicant shall not influence other witnesses and will ensure that he does not delay the trial by remaining absent.
 - vi) The applicant shall surrender his Passport to the I.O., within three days. If he does not possess the same, he shall file an affidavit before the I.O. to that effect within the stipulated time.
6. The bail application stands disposed of in the above terms.



7. Copy of this order be sent electronically to the concerned Jail Superintendent for information and compliance.
8. The order be uploaded on the website forthwith.

JANUARY 23, 2024/at

SWARANA KANTA SHARMA, J

Click here to check corrigendum, if any