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

+ BAIL APPLN. 3246/2024 and CRL.M.A. 27025/2024

MANISH @ MANNU @ PAHARIPetitioner

Through: Mr.S.K. Kashyap, Advocate

versus

STATE OF NCT DELHIRespondent

Through: Mr. Laksh Khanna, APP for State with
SI Satandev

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

% **09.09.2024**

1. By way of the present application, the petitioner/applicant seeks regular bail in FIR No.0453/2024 registered under Sections 392/34 IPC at P.S. Samaypur Badli, Delhi.
2. Learned counsel for the applicant submits that the applicant has been in custody since 21.05.2024 and the investigation already stands completed. He further submits that the chargesheet has been filed, however, the charge is yet to be framed and the trial is also yet to begin. He further submits that as per the case of the prosecution, it has been alleged that the applicant is involved in robbing the complainant of two mobile phones, gold chain and cash amount of Rs.2,800/-. He further submits that only one of the mobile phones has been allegedly recovered at the instance of the present applicant.
3. Learned APP for the State has opposed the bail application. He contends that not only the applicant has been identified in the TIP



proceedings, but the mobile phone robbed from the complainant has also been recovered at his instance. He further submits that the applicant is involved in three more cases, one of which has been registered under Section 307 IPC. He has handed over a copy of the Status Report, which is taken on record.

4. At this stage, learned counsel for the applicant disputes the submissions and submits that the applicant has only two involvements and he is on bail in both cases.

5. Keeping in view the aforesaid facts and circumstances and considering the fact that the chargesheet has been filed and the case involves of robbing of a mobile phone, it is directed that the applicant be released on regular bail, subject to his 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 J.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 the pending application.

7. Copy of the order be communicated to the concerned Jail Superintendent electronically for information.

8. Copy of the order be uploaded on the website forthwith.

9. 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

SEPTEMBER 9, 2024
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