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

+ **BAIL APPLN. 473/2025**

MANOJ KUMAR ALIAS HONEY SINGHPetitioner

Through: Mr. Tushar Mahajan, Advocate

versus

STATE GOVT OF NCT OF DELHIRespondent

Through: Mr. Manoj Pant, APP for the State
with SI Sachin Panwar, P.S. Fatehpur
Beri and SI Raj Kumar, P.S.
Cannaught place

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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17.07.2025

1. By way of the instant application, the applicant seeks grant of regular bail in case arising out of FIR bearing no. 217/2024, registered at Police Station Fatehpur Beri, Delhi, for the commission of offences punishable under Section 307/34 of the Indian Penal Code, 1860 (hereafter '*IPC*').
2. Briefly stated, the facts of the case are that the present FIR came to be registered on the complaint of complainant, who had alleged that on 06.04.2024, his two friends Manoj and Arun Malik had asked for his scooty but the complainant refused them to give his scooty. Later, on 07.04.2024, the complainant had been called by the abovesaid accused persons at A-2 Parking Ramrekha Dairy, Aya Nagar, New Delhi, on the pretext of party. When the complainant reached at A-2, Parking Place, the accused Manoj



Kumar @ Honey Singh and Arun Kumar told him that they will teach him a lesson, as both were in drunken state at that time. Thereafter, heated arguments had been started between the complainant and the accused persons for not giving them the scooty. The complainant had called his younger brother Vishal @ Vicky Piyush Shukla at the spot and upon him reaching there, both the accused persons had started kicking the brother of the complainant, and had hit on his head and face with a brick. Accused Arun Malik had hit the complainant with a stone, and somehow the complainant had escaped. Upon seeing the incident, drivers namely Ajad Sen and Sonu had managed to rescue the injured, from the accused persons. The injured was then taken to the hospital, where his treatment was done, and the MLC was prepared. After investigation, the chargesheet was filed before the concerned Court.

3. The learned counsel appearing on behalf of the applicant argues that the present applicant/accused has been falsely implicated in the present case and the applicant has been in judicial custody since 1 ½ years. It is further argued that three eye witnesses have been examined by the learned Trial Court, and the trial will take time to conclude. Therefore, the applicant be granted regular bail.

4. On the other hand, the learned APP for the State argues that the injuries sustained by the victim are grievous in nature. It is argued that the testimony of eye witnesses is yet to be examined by the learned Trial Court, and only two prosecution witnesses have been examined in this case and the case is pending for prosecution evidence.

5. This Court notes that the chargesheet in the present case has already been filed. The charges have been framed, and to prosecution witnesses



including the complainant stand examined before the learned Trial Court.

6. This Court has **heard** arguments addressed on behalf of both the sides and has perused the material available on record.

7. Considering the overall facts and circumstances of the case, and the fact that the present applicant/accused has been in Judicial Custody for about 1 ½ years, only two witnesses have been examined till date, the trial will take some time for recording the prosecution witnesses and the fact that the next date of hearing before the learned Trial Court is 06.09.2025 for recording prosecution evidence, this Court is inclined to grant regular bail to the applicant herein, on his furnishing personal bond in the sum of Rs.10,000/- with one surety of the like amount, subject to the satisfaction of the learned Trial Court/Successor Court/Link Court/Duty Judge concerned on the following terms and conditions:

- i) The applicant shall not leave the country without prior permission of the concerned Court and if the applicant has a passport, he shall surrender the same to the concerned trial court.
- ii) In case of change of residential address/contact details, the applicant shall promptly inform the same to the concerned Court and IO/SHO concerned.
- iii) The applicant shall appear regularly before the learned Trial Court, unless exempted.
- iv) The applicant shall not communicate with, or come into contact with the complainant or any of the prosecution witnesses, or tamper with the evidence of the case.

8. Accordingly, the present bail application stands allowed and is disposed of.



9. It is, however, clarified that nothing expressed hereinabove shall tantamount to an expression of opinion on merits of the case.
10. A copy of this order be communicated to the concerned jail authorities for necessary compliance.
11. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

JULY 17, 2025/ns