

**IN THE COURT OF SH. SAMEER BAJPAI
ADDITIONAL SESSIONS JUDGE-03
(SHAHDARA), KARKARDOOMA COURT, DELHI**

I.A No. : 20/25

SC No. : 103/21

State vs. Shahrukh Pathan @ Khan

FIR No. : 51/2020

u/s 307/186/353/188/147/148/149 IPC and 25/27 Arms Act and 174A IPC

PS : Jafrabad

07.03.2025

Present : Sh. Anuj Handa Special PP for the State alongwith SI Arvind Kumar.

Sh. Abdullah Akhtar counsel for the applicant/accused (through VC).

I.O has filed report on interim bail application of the applicant.

It is submitted on behalf of the applicant that the applicant is in J.C since 03.03.2020 and has never been granted interim bail. Further, the applicant was granted parole to visit his ailing father and during the period of parole, the applicant complied all the terms and conditions of his release. Further, on 01.03.2025, the father of the applicant was admitted in R K Narender Prakash Hospital due to severe medical complications. Further, he has also placed on record the medical documents of the father of the applicant and they have been duly verified by the I.O. Further, the presence of the applicant/accused is urgently required during the pre and post surgery period of his father. Further, there is no male member in the house of the applicant to look after his father. Ld. counsel prays that considering the serious medical condition of the father of the applicant, he may be granted 15 days interim bail to take care of his ailing father and to arrange funds for his family.

Ld. Special PP has opposed the bail application on the ground that the offences in which the applicant is lodged in jail are serious in nature and if granted bail, the applicant may jump the bail and flee from justice.

In reply, it is mentioned by the I.O. that the father of the applicant is admitted in R K Narender Prakash Hospital as he is suffering from multiple fall causes PN(Peripheral) and severe servical spondylitis. Further, 2-3 days admission is required for him and after that he may require 1-2 month OTT at home.

The court has heard the arguments and gone through the report of the I.O regarding the medical condition of the father of the applicant.

The medical papers show that the father of the applicant has been suffering with multiple ailments and has been hospitalised. The I.O. alongwith his reply has also placed on record photographs of the father of the applicant which again show his poor physical condition and the fact that he is in Hospital.

Looking into the medical condition of the father of the applicant/accused and the fact that the presence of applicant is necessary for taking care of his ailing father and arranging funds for the family, the court deems it just and appropriate to grant 15 days interim bail to the applicant subject to his furnishing a personal bond of Rs.20,000/- with one surety in the like amount.

The applicant is directed to give his mobile number to the I.O. and will keep the same with him on 'Switch ON' mode. Further, the applicant will not contact the other accused persons and the witnesses of this case. Further, the applicant will give his attendance in the PS Jafrabad on every alternate day between 10-11 a.m.

The period of 15 days shall start from the date of his release. Applicant is directed to surrender before the concerned Jail Superintendent on expiry of period of 15 days.

Order dasti.

(Sameer Bajpai)
Addl. Sessions Judge-03
Shahdara District, Karkardooma Courts
Dated : 07.03.2025