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

+ BAIL APPLN. 2816/2015

NEERAJ AGGARWAL ..... Petitioner

Through: Mr.S.P.M. Tripathi, Adv.

versus

STATE OF NCT OF DELHI ..... Respondent

Through: Mr.M.P. Singh, APP for the State.

+ BAIL APPLN. 2819/2015

RAMESH CHAND AGGARWAL ..... Petitioner

Through: Mr.S.P.M. Tripathi, Adv.

versus

STATE OF NCT OF DELHI ..... Respondent

Through: Mr.M.P. Singh, APP for the State.

**CORAM:**

**HON'BLE MR. JUSTICE V.P.VAISH**

**ORDER**

% 28.12.2015

**Crl.M.A. No.19056/2015 in BAIL APPLN. 2816/2015**

**Crl.M.A. No.19059/2015 in BAIL APPLN. 2819/2015**

Exemption allowed subject to all just exceptions.

The application stands disposed of.

**BAIL APPLN. 2816/2015**

**BAIL APPLN. 2819/2015**

These bail applications are filed under Section 439 Cr.P.C. read with 482 Cr.P.C. seeking bail in case FIR No.34/12 under Sections

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406/420/467/468/34 IPC registered at PS EOW, Delhi.

Learned counsel for the petitioners submit that the petitioners have been falsely implicated in this case and they are in judicial custody since 27.04.2014. He also submits that co-accused Jhon Augustine has been granted anticipatory bail. He also submits that co-accused Pawan Solani has been granted interim bail and other co-accused persons are also on bail except the petitioners.

Mr.S.P.N. Tripathi, learned counsel for the petitioners submits that he is not pressing the application for regular bail at this stage. However, he requests for grant of interim bail.

Learned counsel for the petitioners submits that Smt.Krishna Aggarwal, wife of petitioner-Ramesh Chand Aggarwal and mother of Mr.Neeraj Aggarwal is suffering from Spngilitys and she had undergone surgery of spinal cord. He also submits that Kumari Shailia Aggarwal, daughter of petitioner-Ramesh Chand Aggarwal and sister of petitioner-Neeraj Aggarwal is disabled with 50% permanent disability as per disability certificate issued by Dr.Baba Saheb Ambedkar Hospital. He also submits that there is no other person to look after Smt.Krishna Aggarwal.

Learned counsel for the petitioners further submits that the petitioner-Ramesh Chand Aggarwal is admitted in ICU of DDU Hospital due to heart ailment.

Learned APP for the State submits that petitioner-Ramesh Chand Aggarwal was arrested on 27.12.2012 and he was admitted to interim bail in February 2013. After completing the investigation,

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charge-sheet was filed against Ramesh Chand Aggarwal on 02.11.2013 and supplementary charge-sheet was filed on 08.07.2014. The petitioner-Neeraj Aggarwal is in judicial custody since 21.04.2014.

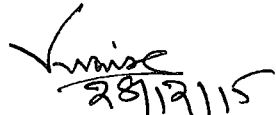
Mr.M.P. Singh, learned APP for the State, on instructions, submits that Investigation Officer has confirmed that the petitioner Ramesh Chand Aggarwal is admitted in ICU of DDU Hospital.

Considering the fact that Ms.Shailia Aggarwal, daughter of Ramesh Chand Aggarwal and sister of Neeraj Aggarwal is disabled with 50% permanent disability as per disability certificate issued by Dr.Baba Saheeb Ambedkar Hospital, Delhi, the fact that Smt.Krishna Aggarwal, wife of Smt.Ramesh Chand Aggarwal and mother of Mr.Neeraj Aggarwal has undergone surgery, the fact that the petitioner Ramesh Chand Aggarwal is admitted in ICU of DDU Hospital as well as the fact that charge-sheet has already been filed, in my view the petitioners are entitled to interim bail for a period of two months on furnishing their personal bond in the sum of Rs.50,000/- each (Rupees fifty thousand) with one surety of the like amount each to the satisfaction of the concerned trial Court/Duty MM. However, the petitioners shall not leave the country without prior permission of the trial Court.

The petitions stand disposed of.

DASTI.

DECEMBER 28, 2015/gm

  
28/12/15  
V.P.VAISH  
(VACATION JUDGE)