



2<sup>nd</sup> LLOYD TRIAL ADVOCACY COMPETITION  
[2019 - 20]



**IN THE COURT OF DISTRICT & SESSIONS JUDGE**

**Nehru Nagar Court, North Delhi**

Cr. Appli. 28A of 2019

*clubbed with*

Cr. Appli. 28B of 2019

Date: 10.10.2019

**In the matter of:**

Suresh .....Applicant

*v.*

State (N.C.T. of Delhi) .....Respondent

*(clubbed with)*

Ravi ..... Applicant

*v.*

State (N.C.T. of Delhi) .....Respondent

**Coram: Sh. Rupesh Singh, Judge, Sessions Court**

Present: Mr. Vasudev Pandey, Ld. Public Prosecutor  
Mr. Vaibhav Shahi, Ld. Counsel for the applicants.  
I.O. Sunil Rana

Heard Ld. Counsel Mr. Vaibhav Shahi appearing for the Applicants and Ld. Public Prosecutor Mr. Vasudev Pandey appearing on behalf of the State. Ld. Counsel for the applicants submits that in the F.I.R. No. 170/19 u/s 363 IPC, Mr. Ravi Chaudhary and Suresh Kumar have been charged for the offence of kidnapping of a minor girl Riya Pant out of the lawful guardianship of her parent Nikhil Pant on 10th August 2019. It is submitted that the date of the registration of the F.I.R is 20.11.2018 that shows that this is a frivolous F.I.R.

However this court believes that this could be a typographical error as the date of occurrence of the offence is 10.08.2019 only. Both the accused have been sent to the police custody for 12 days and thereafter they have been sent to judicial custody. The police has not demanded for further more custody. Ld. Counsel for applicants submits that Mr. Suresh Kumar is the sole bread earner of his family and his wife and a girl child are dependent on him. He is sweeper by profession. Mr. Ravi Chaudhary is a daily wage worker and his father is suffering from Alzheimer disease and there is no one to take care of him.

Ld. Public Prosecutor submits that there could be a threat to the family of the victim but there is no previous such record about the accused or any past criminal record that shows the involvement of the accused in criminal activities.

Having heard both the counsels this court is of the opinion that there is no ground of rejecting the bail and hereby this court grants bail to both the accused. The accused shall be released on furnishing a personal bond of Rupees 5000 each on a condition that they will not leave the city without the prior permission of the court and they will cooperate with the investigating authorities and will not meet any witness of this case directly or indirectly. Copy of this Order should be given in *dasti* to the parties and accused. The bail application is disposed off.



**(Sh. Rupesh Singh)**

**Sessions Judge**

**Delhi: 10.10.2019**