

CNR No.HRGR01-000066-2018	CIS No.CRM-02-2018
Sachin @ Narender Vs. State.	

Present: Shri Prashant Yadav, counsel for the applicant-accused.
Shri Anil Kumar PP for the State.

This is application to issue directions to the jail Superintendent, District Jail Gurugram to transfer the applicant-accused Sachin to District Jail Neemka at Faridabad and to provide separate transport to accused.

Reply of the application is filed by the Superintendent, District Jail, wherein it has been clearly stated that the applicant-accused has never complained regarding his security to the jail superintendent or any other official. In fact on 11.01.2018 he made a request to the jail superintendent to change his jail to Faridabad from Gurugram.

Arguments heard.

Learned counsel for the applicant-accused argued that jail of the present applicant-accused may be shifted to Faridabad to Gurugram as he is having apprehension of his security.

Learned PP for the State stated that the security of the applicant-accused is made by the jail authorities because as per rule the jail authorities are responsible for the security of the undertrial who are lodged in jail.

After considering the submission of both the sides I find that this application before this Court filed on 03.01.2018. on perusal of application, I find that same is mentioning filing date as 05.09.2017 in which he pleaded that he informed to the concerned official of jail regarding the fact that his rival group is in Bhondsi jail and jail authority

has not considered his request for transfer for jail. But the reply

CNR No.HRGR01-000066-2018	CIS No.CRM-02-2018
Sachin @ Narender Vs. State. --2--	

filed by jail superintendent clearly showing that applicant-accused never informed to the jail authorities nor complaint regarding his security but after filing of this application, he made a request to the Superintendent to transfer his jail. I find that in routine order of the transfer of jail cannot be passed without any authentic ground. It is for the jail authorities to make sure the security of the applicant-accused and if jail authorities find out any ground to transfer him then the jail authorities can apply to this court for the same. Accordingly application is disposed of. Papers be tagged with main case file.

Announced in open Court. 23.01.2018	(Sudesh Kumar Sharma) Additional Sessions Judge, Gurugram. [UID No.HR0058].
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