

Bail Application No. 286/2026
State Vs. Ashish

FIR No. 42/2026
PS Punjabi Bagh
U/S 25/54/59 Arms Act

17.02.2026

The present bail application is taken up in terms of order No. 1632/35282-35305/Bail Power/Gaz/PDJ West/2025 dated 06.12.2025 of Ld. Principal District & Sessions Judge, West, THC, Delhi.

This is first application filed before this court under Section 483 BNSS on behalf of applicant/accused Ashish seeking grant of regular bail.

Present: Sh. Rajat Kalra, Ld. Addl. PP for the State.

None for applicant/accused.

Be awaited for applicant/accused. TCR be summoned.

(Deepak Kumar-II)
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Present: Sh. Rajat Kalra, Ld. Addl. PP for the State.

Sh. Sachinder Solanki and Sh. Sanjay Kumar, Ld.

counsels for applicant/ accused.

HC Shankar in person.

Additional reply to the application in terms of last order has been filed. Copy thereof has been supplied.

On being inquired, it has been submitted by Ld. counsel for applicant/accused this is the first bail application filed

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before this court on behalf of applicant/accused.

Arguments on the application have been heard at length on behalf of both the sides.

It is submitted by Ld. counsel for applicant/accused that applicant/accused has been falsely implicated in the present case and has nothing to do with the alleged offence. It is further submitted that nothing has been recovered from possession of applicant/accused or at his instance and alleged knife has been planted upon him. It is also submitted that at the time of recovery no photographs or videography has been done by the IO and investigation of the case has already been completed and applicant/accused is no more required for any investigation. It has also submitted that the first regular bail application moved before concerned Ld. JMFC, Delhi was dismissed vide order dated 10.02.2026. It is also submitted that applicant/accused is the only bread earner of his family having responsibility of old age mother, wife and two minor children. It is also submitted that in view of the above instant application be allowed.

On the other hand, Ld. PP for the State and IO has vehemently opposed the bail application by contending that a stolen vehicle was also recovered from the possession of the applicant/accused. It is further contended that there is a previous involvement of applicant/accused and thus, instant application be dismissed.

I have considered the rival submissions and have

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gone through the instant application, its replies thereof and TCR.

Applicant/accused is in JC since 02.02.2026. Chargesheet in the present case has already been filed. Case property in the present case FIR has already been recovered. His no custodial interrogation is required neither any investigation is to be done from the applicant/accused. No fruitful purpose is going to be served by keeping applicant/accused **Ashish** in judicial custody any further. Accordingly, instant application stands allowed, and applicant/accused **Ashish is admitted to bail** on his furnishing of personal bond in the sum of **Rs. 15,000/- with one surety** of like amount, to the satisfaction of concerned Ld. JMFC/ Duty JMFC/ Link JMFC with the further conditions :-

1. That he shall not leave the country without permission of the Court.
2. That he shall not try to tamper the evidence or hamper the trial or try to influence the witnesses, in any manner.
3. That he shall furnish his present and permanent address with supporting documents along with an affidavit/undertaking to inform any change that of without delay.

The application filed under Section 483 BNSS (439 Cr.P.C) moved on behalf of applicant/accused Ashish for grant of regular bail is accordingly allowed and disposed of.

Nothing stated herein shall tantamount to an opinion

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or expression on the merits of the case.

Copy of this order be sent to Jail Superintendent, Tihar Jail for necessary intimation to the applicant /accused.

Copy of this order be given dasti to Ld. Counsel for the applicant/accused.

Order be uploaded on CIS.

TCR be sent back forthwith to concerned court.

(Deepak Kumar-II)
ASJ (FTSC) RC-01, West, THC/Delhi
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