

Bail Matters 59/2026
State Vs. Ishwar Singh
FIR no. 80000782/2026
U/s 305 BNS
PS Wazirabad

18.03.2026

This is an application u/s 482 of the BNSS for grant of anticipatory bail filed on behalf of the accused Ishwar Singh.

Present: Sh. Parvesh Ranga, Ld. Addl. PP for the State.

Sh. Chirag Messy and Sh. Karan, ld. counsels for the accused
Ishwar Singh.

IO HC Lokender Kumar.

Reply filed. Taken on record. Copy be supplied.

Arguments heard.

It is submitted that the accused/ applicant has been falsely implicated by the complainant, who is his wife in the present case and many other similar cases just to settle scores in personal marital disputes. It is submitted that there is nothing to connect the accused/ applicant with the offence in question. It is submitted that the accused/ applicant has joined the investigation as and when called for and is ready to do so in future as well. It is submitted that the allegations against the accused/ applicant are afterthought. It is submitted that the accused/ applicant is a permanent resident of Delhi and as such, there is not possibility of him fleeing away. It is submitted that there is nothing for which custodial interrogation of the accused/ applicant is required. It is prayed that the application be allowed.

Per contra, ld. Addl. PP for the State has opposed the bail application citing the seriousness of the allegations and gravity of the offence. It is submitted that the accused/applicant played a pivotal role in the commission of the offence. It is submitted that there are clinching evidence

against the accused/applicant and he is required for the purpose of custodial interrogation for recovery of the property. It is prayed that the bail application be dismissed.

Considered.

The complainant has not stated with utmost conviction and has only raised suspicion that the accused/ applicant might have taken the case property i.e. her gold chain, gold ring and Rs. 10,000/- cash. The present case was registered after a complaint was made online where no such allegations regarding suspicion on the accused/ applicant have been mentioned. The same does not even mention the nature of the articles that were reportedly stolen. Accused/ applicant has joined the investigation while being on interim anticipatory bail since 12.01.2026. Just because he is not admitting what the police wants him to, cannot be said to be an act of non-cooperation. It is not that for the recovery of case property, one has to be necessarily in the custody of the police. The IO is all at his liberty to obtain search warrants of any place for which he suspect that the case property might have been kept.

As such, in view of the overall facts and circumstances of the case, in particular, the nature of allegations and that the accused/ applicant had joined the investigation, the application is allowed.

It is directed that in the event of arrest of the accused / applicant Ishwar Singh, he be released on bail on furnishing bail bonds in the sum of Rs. 25,000/- with one surety of like amount each to the satisfaction of the IO/SHO PS concerned.

The accused/ applicant shall abide by the following conditions:

- i) He shall not flee from the justice;*
- ii) He shall not tamper with the evidence;*
- iii) He shall not threaten or contact the complainant in any manner;*
- iv) He shall convey any change of address immediately to the SHO/IO;*

v) He shall also provide his mobile number to the SHO/IO.

vi) He shall keep his such mobiles 'Switch On' at all the time;

vii) He shall appear before the IO /SHO for the purpose of investigation as per prescribed rules. The IO/SHO shall give a notice of at least three days to the Applicant / accused if his appearance is required for the purpose of investigation. The said notice, in writing, shall be served at his addresses and whatsapp numbers as may be made available by him. It is directed that his time of arrival and departure shall be duly noted in the case diaries as and when, he is summoned for the purpose of investigation;

viii) He shall regularly appear before the Court on each and every date of hearing;

Nothing stated herein shall tantamount to be an expression of opinion on the merits of the present case and the observations made in the present order are only for the purpose of deciding the present bail application.

Copy of this order be also given to SHO/IO concerned for information. Dasti to all concerned.

(Bhupinder Singh)
ASJ-05, Central District
Tis Hazari Courts, Delhi
18.03.2026j