

Bail Application No. 1551/2026
FIR No. : 72/2026
PS: Kamla Market
State Vs. Rahul Gupta

03.08.2026

Present: Sh. Himanshu Garg, Ld. Addl. PP for the State.
None for the applicant.

1. Arguments on the bail application were heard on 28.07.2026.
2. Ld. counsel for applicant has argued that there is delay in registration of the FIR, there is no public witness, the accused has no role in the offence, the charge sheet has already been filed and co-accused Krishan is on bail. Hence, the applicant may be granted bail.
3. On the other hand, Ld. Addl. PP for the State submits that allegations are serious in nature. The complainant is yet to be examined, therefore, no ground is made out to admit the accused on bail.
4. I have heard Ld. Counsels for the parties and perused the record.
5. The brief facts of the case are that a complaint was made by Kunj Bihari which is to the effect that on 12.03.2026 at around 4:30 pm he was standing on Minto Road, he asked an unknown person as to from where he can get the bus for Badarpur Boarder, the said person asked him to share the auto, as they would split the fares. They sat in auto after going for some distance they were stopped by a third person who demanded the permit. The auto driver stated that he does not have the permit.

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The said persons started making inquiries from the co-passengers and ultimately he told them that he is from Ministry and inquiry has to be conducted and asked the auto driver to take all of them to police station. The said third person revealed his name as Ravi Kumar, and was trying to reason out with the complainant that he should not have sat with unknown persons. The complainant asked the auto driver to stop the auto so that he can get down. As per the story of the complainant the said Ravi Kumar managed complainant into revealing his ATM PIN and took out Rs. 52,000/-. The complainant went to Faridabad and from where he made a called at 112 number.

6. On the basis of his complaint FIR was registered on 13.3.2026. His supplementary statement was recorded. A secret information was received in the PS that three person are again trying to conduct a similar offence by adopting similar modus-operandi. A raiding party was constituted and while checking three persons were found to be sitting in the auto, on their checking debit card of Kunj Bihari was recovered. The name of the persons were revealed as Ravi Kumar, Krishan Kumar and Rahul Gupta. A sum of Rs. 2000/- and Rs. 3.3.000/- was recovered from Krishan and Ruhul Gupta respectively.

7. During the judicial TIP complainant identified the present applicant and co-accused Ravi Kumar but could not identify Krishan. The CCTV footage of the ATM was checked which clearly showed that accused Rahul Gupta and Ravi Kumar are withdrawing the money. The accused had purchased boxes of whiskey from DSCSC Shops through the debit card of the complainant and in the CCTV footage he is clearly seen entering

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the PIN. Complainant is yet to be examined. Allegations are serious in nature. I do not find any ground to grant bail to the accused. The accused Krishan Kumar who has been granted bail was not identified by the complainant in the judicial TIP. No ground is made out to admit the applicant to bail. Application stands dismissed. Copy of the order be given dasti to the Ld. Counsel for the accused free of cost. Copy of the order be sent to the Jail Superintendent for information. TCR be sent back.

(ANKUR JAIN-I)
ASJ-04/Central/Delhi.
03.08.2026

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