

SC No.363/2025
FIR No.193/2025
PS : Vasant Vihar
State Vs. Abuzair Saifi & Anr.

14.01.2026

Present : Sh. Shiv Kumar, Ld. Addl. PP for the State.

Accused Abuzair Saifi produced through VC from Central Jail No.3, Tihar, New Delhi.

Sh. Mohd. Talib Saifi, Ld. Counsel for accused Abuzair Saifi.

Accused Aman Shukla produced in J/c.

Sh. Shiva Jee Shukla, Ld. Counsel for accused Aman Shukla.

Ms. Dongcha Tangdong, complainant, through VC.

Sh. Dani Uja and Ms. Anailu Hakung, Ld. Counsels for the complainant.

An application has been filed on record by Dy. Superintendent of Prison, Central Jail No.3, Tihar, New Delhi seeking exemption of accused Abuzair Saifi from physical appearance on the ground that he is not fit for travel.

In view of the grounds mentioned in the application, appearance of accused Abuzair Saifi is exempted for today only.

Applicant/accused Aman Shukla seeks regular bail in the present case having been in custody since 31.07.2025. The allegations against the applicant/accused are that he conspired with the main accused Abuzair Saifi and assisted him for committing an offence U/s. 307 IPC against the complainant, by providing him all details about the movements of the victim/complainant.

It is alleged that there is direct involvement of accused Aman Shukla in causing the offence to be committed by main accused Abuzair Saifi whereby complainant was shot in the chest and grievous injuries were sustained by the complainant.

The weapon of offence has already been recovered from the main accused Abuzair Saifi. While committing the offence, accused Abuzair Saifi was riding the motorcycle and accused Aman Shukla was the pillion rider. The motorcycle has been recovered at the instance of accused/applicant Aman Shukla as also he has been identified by the complainant during the Test Identification Proceedings.

It has been argued by Ld. Defence Counsel that accused Aman Shukla has been falsely implicated and he was not involved in the offence. The investigation is already complete and no useful purpose would be served by keeping accused Aman Shukla in custody. There is no previous criminal involvement of accused Aman Shukla.

It is reported that main accused Abuzair Saifi was already facing trial in case FIR No. 462/24, U/s.64(1)/351(2)/115(2) of Bharatiya Nyaya Sanhita (BNS), 2023, PS Malviya Nagar, New Delhi, wherein the complainant in this case was also the complainant in the said case.

In view of seriousness and gravity of offence and further considering that in the present case charges have not been framed and testimony of the complainant is yet to be recorded, I find no justification to grant regular bail to the applicant/accused Aman Shukla and accordingly, the bail application is dismissed.

Ld. Addl. PP for the State submits that ballistic report is awaited.

Two pen drives given to Ld. Counsels for both the accused persons.

Put up on **28.01.2026** for arguments on the point of charge.

(Anju Bajaj Chandna)
Principal District & Sessions Judge
New Delhi District
Patiala House Courts/ND/14.01.2026