

IA No. 2/25 SC 467/2023
FIR No. 771/2020
PS Vasant Kunj South
STATE VS Juhural Shekh

12.12.2025

Present: Sh. A. B. Asthana, Ld. Addl. PP for the State.
Sh. Vaibhav Kumar, Ld. Counsel for accused.

Reply filed. Copy supplied.

Arguments heard.

Vide my separate order of even date, the present application is dismissed and disposed off accordingly.

Copy of the order be given *dasti* as well as be sent to jail superintendent for supplying the same to accused in jail.

(Atul Ahlawat)
ASJ/Spl. Judge, NDPS/N Delhi
12.12.2025

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ORDER

1. Vide this order I shall dispose of the bail application u/s. 483 BNSS, 2023 moved on behalf of accused / applicant Juhural Sheikh for grant of regular bail. Reply filed by the IO.

2. It is submitted by Ld. Counsel for the applicant/accused that there is no other bail application preferred by the present applicant/accused which is pending disposal before the Hon'ble Supreme Court of India, before the Hon'ble High Court of Delhi or in any other Court in the present case FIR.

3. It is submitted by Ld. Counsel for applicant/accused that the present applicant/accused was granted regular bail in this case however he could not appear before this court on 21.08.2025, this Court had issued NBWs against him on the said date and on 06.10.2025, he was arrested in the pursuance of the said NBWs and was produced before this Court and taken into custody

4. It is submitted by Ld. Counsel for the applicant/accused that in the present case, the FIR was registered in the year 2023 and chargesheet was filed on 19.12.2023. The charges were framed on 12.12.2024 and till date not even a single witness has been examined. There are total 13 prosecution witnesses, out of which there are no public witnesses and all the witnesses are either are formal witnesses belonging to the Department of Police or are

Nodal Officers of Telecom Services and there cannot be any apprehension of the applicant/accused influencing them, if he is released on bail.

5. It is submitted by Ld. Counsel for applicant/accused that he is the sole earning member of the family and he is ready to abide with any condition that this court may impose upon him if the bail is granted.

6. Per contra, It is submitted by the Ld. APP for the State that the present applicant/accused had absented himself on number of occasions and this Court had to issued NBWs. Therefore, if he is released on bail at this stage, he may abscond again and flee from the hands of justice. Therefore, the State is strongly opposing the present bail application.

7. After considering the rival contention of the parties, I am of the view that considering the gravity of the offences and seriousness of the allegations leveled against the present applicant/accused, and considering the fact that the conduct of the applicant/accused, wherein, this Court had to issue NBWs against him on 01.06.2024, 03.08.2024, 20.08.2024, 19.09.2024, 29.03.2025 and lastly on 21.08.2025. The applicant/accused appeared before this Court on 06.10.2025 and he was taken into custody. The NBW execution report was received back with the report that no such person resided at the given address, therefore, no leniency can be shown to him.

8. Therefore, considering his prior conduct, I am not inclined to grant him regular bail as he had repeatedly throughout the trial

flouted the warnings issued to him by this court at the time of cancellation of his NBWs on earlier occasions. The trial had already been considerably delayed due to non appearance of the applicant/accused on different occasions. Therefore, there is no merit in the present application. Hence, the present bail application is hereby dismissed.

9. Needless to say nothing expressed herein shall have any bearing on the merits of the case.

10. Application is disposed off accordingly.

11. The coversheet in compliance of the practice directions no. 124/Rules/DHC dated 10.12.2024, containing the directions passed by the Hon'ble Supreme Court of India in "***Suhas Chakma Vs. Union of India & Ors.***", Neutral Citation 2024 INSC 813 is issued separately.

12. A copy of this order be given *dasti* to all concerned parties.

(Atul Ahlawat)
ASJ/Spl. Judge, NDPS/N. Delhi
12.12.2025