

I.A. No. 17/2026
SC No. 294/2022
State Vs. SAIF ALI @ SIBBU
FIR No. 443/2022
PS: BHAJANPURA
U/s: 302/307/34 IPC & Sec. 27 Arms Act

04.02.2026

**ORDER ON SECOND APPLICATION FOR GRANT OF
INTERIM BAIL FILED ON BEHALF OF THE
APPLICANT/ACCUSED SAIF ALI @ SIBBU**

1. This order of mine shall dispose of the second application for grant of interim bail for a period of ten days filed on behalf of the applicant/accused Saif Ali @ Sibbu.
2. Reply filed. Copy supplied.
3. I have heard the submissions of Ld. Counsel for the applicant/accused and the Ld. Addl. Public Prosecutor for the State.
4. Ld. Counsel for the applicant/accused Saif Ali @ Sibbu has submitted that the accused has been falsely implicated in the present case; he is in JC since 23.06.2022; the prosecution has cited total 48 prosecution witnesses, only 20 witnesses have been examined till date and no witness has supported the case of the prosecution. He has further stated that no weapon of offence has been recovered from the possession of the applicant/accused. He has further stated that he has moved the present application for grant of interim bail to the applicant/accused as marriage of

his brother namely, Mohd. Salman is fixed for 08.02.2026 and the applicant/accused is the real brother of Mohd. Salman, having very much love and affection with his brother. He has further submitted that the applicant/accused, being the real brother has to perform all the rituals in the marriage, therefore, presence of the applicant/accused is very much required in the said marriage. He has further submitted that the applicant/accused had fulfilled all terms and conditions imposed by the court during his first interim bail granted to him vide order dated 16.04.2025. He has prayed for grant of interim bail for a period of ten days to the applicant/accused so that he may perform the rituals in the marriage of his brother.

5. On the other hand, Sh. F. M. Ansari, Ld. Additional Public Prosecutor for the State has vehemently opposed the present application and has submitted that presence of the applicant/accused is not necessary in the marriage of his brother as other members are also available in his family. He has further submitted that in the instant case, the applicant/accused in connivance with other co-accused persons has committed the heinous offences and charges u/s 302/34 and 307/34 IPC and section 27 Arms Act have been framed against the applicant/accused and other accused persons. The case is at the stage of prosecution evidence. There is every likelihood that if the applicant/accused is granted interim bail, he may flee away from justice and tamper the prosecution evidence, by influencing the prosecution witnesses. He has prayed that interim bail may

not be granted to the applicant/accused and the present application may be dismissed.

6. As per the reply filed on behalf of the State, the factum of marriage of brother of applicant/accused has been verified, which is to be solemnized on 08.02.2026. Invitation card of Mohd. Salaman, brother of the applicant/accused is also annexed.

7. I have given thoughtful consideration to the submissions made by Ld. Counsel for the applicant/accused and Ld. Additional Public Prosecutor for the State and perused the reply filed by the IO and the record.

8. Admittedly, the marriage of real brother of applicant/accused is fixed for 08.02.2026 and this fact has been verified by the IO. The applicant/accused, being the real brother has to perform all the rituals in the marriage. It is pertinent to mention here that the applicant/accused was released on interim bail vide order dated 16.04.2025 on the ground of attending marriage of his real sister. There is no allegation that the applicant/accused had misused his liberty when he was granted interim bail on previous occasion. Admittedly, he had surrendered within time.

9. Considering overall facts and circumstances of the case, including the submissions made on behalf of the applicant/accused and without going into merits of the case and purely on humanitarian ground, the applicant/accused Saif Ali @

Sibbu is granted interim bail for a period of ten days from the date of his release, on furnishing of personal bond in the sum of Rs. 25,000/- (Rupees twenty five thousand only) with two sureties in the like amount each, subject to the following terms and conditions:

(1) The applicant/accused shall remain available on the mobile numbers, shared by him with the Investigating Officer, which shall be kept operational at all the time.

(2) The applicant/accused shall not indulge in any act, which may prejudice either the trial or influence the prosecution witnesses.

(3) The applicant/accused shall duly surrender before the concerned Superintendent Jail on expiry of the period of interim bail.

10. In the above said terms, the present application for grant of interim bail filed on behalf of the applicant/accused Saif Ali @ Sibbu stands allowed and disposed of accordingly.

11. Copy of this order be given dasti. **Attested copy of this order be sent to the Superintendent of Central Jail concerned for information.**

(PUNEET PAHWA)
Special Judge (NDPS)/Addl. Sessions Judge/
North East/KKD Courts/Delhi/04.02.2026