

SC 386/2025
STATE Vs. AKIB
FIR No.634/2025
PS (New Usman Pur)

13.03.2026

Present: Sh. Abhishek Kumar Pandey, Ld. Addl. PP for State.
Accused is produced from JC.
Ld. counsel for the applicant/accused.

1. Fresh vakalatnama has been filed on behalf of the accused Akib. Same is taken on record.
2. Today, the matter is listed for arguments on charge as well as on bail of accused Akib.
3. It is submitted by counsel for applicant that Akib is a first time offender. It is further submitted that Akib does not know how to ride a bike. Further, in the connected case bearing FIR No. 309/2025, PS Seelampur, he has already been granted bail as he could not be identified in TIP, copy of bail order is shown to the Court. It is submitted that there is no public witness to the offence or recovery and it is Akib who suffered gunshot injury on leg. Further, no bail is pending before Hon'ble High Court of Delhi.
4. Bail is opposed by Ld. Addl. PP for the State.
5. I have considered the submissions and gone through the record.
6. The present is a case where accused allegedly fired at police officials while they were waiting for him, accused came on a

bike. It is alleged that accused fired at police officials but none of police officials suffered any injury, rather accused suffered a gunshot injury on his leg.

7. There is no public witness to this incident, there is no public witness to the recovery of gun/katta. Further, no CCTV footage is obtained to show presence of accused at the spot. Even if it is presumed that there was no CCTV footage at the spot where incident happened, any CCTV camera of nearby location where accused could be seen going towards the spot on a bike, could have been obtained and filed. Now a days, there are CCTV cameras in on every road and every gali, of PWD as well as private persons. But no efforts are made to obtain any such evidence, which was specially expected when complainant is a police official and all the witnesses are also police officials.

8. In the overall circumstances, the application is **allowed**. Applicant is admitted to bail on furnishing of personal bond and surety bond of Rs. 15,000/- to the satisfaction of concerned Court/JMFC/Link JMFC/Duty JMFC and subject to the following conditions of bail:.

- (i) The applicant shall under no circumstances leave India without prior permission of the Court concerned.
- (ii) The applicant shall appear before the Court concerned as and when required.
- (iii) The applicant shall not tamper with the evidence during the trial.

- (iv) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case.
- (v) The applicant shall provide his mobile number(s) and keep it operational at all times.
- (vi) In case of change of residential address and/or mobile number, the same shall be intimated to the Court concerned by way of an affidavit.

9. Accordingly, in the aforesaid terms and conditions, the present application stands disposed off. Nothing mentioned herein shall affect the merits of the case.

10. Copy of this order be given dasti.

11. At request, put up for arguments on charge on 20.04.2026.

(Twinkle Wadhwa)
ASJ-02(NE)/KKD/Delhi
13.03.2026/nk