

Bail Matters No. 406/2026  
State Vs. Aakash  
FIR No. 766/2025  
PS Shahbad Dairy  
U/s 109(1)/3(5) BNS

25.03.2026.

**Video Conferencing facility is active throughout the proceedings during the day.**

This is an application U/s 482 BNSS for grant of anticipatory bail placed before me being Roster Judge, North District moved on behalf of applicant/accused **Aakash**.

Present: Sh. Vineet Dahiya, Ld. Addl. PP for the State.  
Sh. S.P. Dhankar, Ld. Counsel for the applicant/accused with applicant/accused.  
Deputed IO/SI Parveen in person.  
Both the victims in person.

Reply to the bail application has already been filed.

Submissions heard. Record perused.

**ARGUMENTS ON BEHALF OF ACCUSED/APPLICANT**

1. Ld. Counsel for the applicant/accused has submitted that the applicant/accused has been falsely implicated in the present case. He submitted that the dispute in the present matter has been amicably settled between the applicant/accused and both the victims/injured. He further submitted that the applicant/accused is not a previous convict or habitual offender. He further submitted that the applicant/accused is ready to join and cooperate with the investigating agency as and when required. He also submitted that there are no chances for the present applicant/accused of tampering with the evidences or influencing the witnesses in any

manner. He further submitted that the applicant/accused is ready to abide by all the terms and conditions imposed by this Court.

2 Ld. Counsel for the applicant/accused prayed that the present application for anticipatory bail be allowed as applicant is having genuine apprehension of his arrest in the present case.

### **ARGUMENTS ON BEHALF OF STATE**

3. Ld. Addl. PP for the State has strongly opposed the anticipatory bail application stating that the allegations against the applicant/accused are grave and serious in nature being punishable u/s 109(1)/3(5) BNS. He submitted that as per reply of IO, the weapon used in the commission of offence is yet to be recovered and co-accused Himanshu @ Lalu is still absconding and proceedings u/s 84 BNSS have already been initiated against him. He further submitted that the applicant/accused may threaten the victims, if he is granted bail. He further argued that the present application be dismissed as releasing the applicant/accused on anticipatory bail would prejudice the investigation, which is still pending as chances of tampering the evidence and influencing the witnesses, cannot be ruled out.

4. Both the complainants submit that the applicant/accused Aakash had not committed any offence with them and the matter has been compromised between them. They further stated that they have no objection to the grant of anticipatory bail to the applicant/accused. Their separate statements in this regard have been recorded.

5. Upon court query, ASI Narender Singh submits that the applicant/accused has already joined the investigation and he has verified the factum of settlement between the parties.

### **FINDINGS / CONCLUSION**

6. Record shows that the applicant/accused is a young man and the applicant/accused has already joined the investigation. Mere fact that co-accused is absconding cannot be a ground for custodial interrogation of applicant/accused. The investigating agency has failed to recover anything from the applicant/accused despite his joining the investigation several times. It is also evident from the statement of the complainant/victims that the applicant/accused has not committed any offence with them. Moreover, victims have no objection to the grant of anticipatory bail to the applicant/accused.

7. Considering the aforesaid facts and circumstances as well as aforesaid observations, this court is of the view that no fruitful purpose will be served by sending the applicant/accused behind bars. Accordingly, the present anticipatory bail application is hereby allowed with the directions that the applicant/accused be released on bail on his furnishing personal bond in the sum of Rs.25,000/- with one surety of the like amount to the satisfaction of IO/SHO/concerned Court, in the event of arrest subject to the conditions:-

- (a) The applicant shall appear before the Court regularly,
- (b) The applicant/accused shall not tamper or influence the witnesses.

(c) The applicant/accused shall not leave Delhi without permission of the Court.

(d) The applicant/accused shall join the further investigation, if any, as and when directed by the IO/SHO concerned.

(e) The applicant/accused shall provide his mobile number to the IO and keep it operational for all the time.

(f) The applicant/accused shall not commit similar offence in future.

8. Breach of any of the said conditions shall entail cancellation of bail and IO may file appropriate application observing any breach by the applicant/accused.

9. Accordingly, the application stands disposed of.

10. Nothing stated hereinabove shall tantamount to expression of opinion on the merits of the case. Copy of this order be given dasti to the Ld. Counsel for the applicant/accused. Copy of this order be also sent to the concerned Jail Superintendent for information.

(Viplav Dabass)  
ASJ: Special FTC (North)  
Rohini Courts: Delhi/ 25.03.2026.