

SC 137/2025
STATE Vs. ARBAZ
FIR No. 854/2024
PS Bhalswa Dairy
U/s.109(1) BNS & U/s. 27 Arms Act

04.07.2026

File taken up today on third application U/s. 483 BNSS for grant of bail moved on behalf of applicant/accused **Arbaz**.

Present: Sh. J. S. Malik, Ld. Addl. PP for the State.
Sh. M. Shekhu, Ld. Counsel for applicant/accused.
IO/SI Mahesh Kumawat in person.

Reply to the above said application has been filed by IO. Same is taken on record. Copy of the same supplied to Ld. Counsel for applicant/accused.

Ld. Counsel for applicant/accused submits that applicant/accused is in JC since 26.10.2024 and he has been falsely implicated in the present case. It is further submitted that applicant/accused is of young age and he is innocent. It is further submitted that the victim has no clear antecedents and has previous involvement in cognizable offence including murder. It is further submitted that there is no photography and videography at the time of recovery of weapon of offence from the possession of applicant/accused and applicant/accused is no longer required for further custodial interrogation. It is further submitted that trial will take a long time and no fruitful purpose would be served to keep the applicant/accused behind the bars. It is further submitted that no application of applicant/accused is pending either before any other Court including Superior Courts. It is prayed that above

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said application may kindly be allowed.

On the other hand, Ld. Additional PP for State strongly opposed the bail application and submitted that allegations against the applicant/accused are serious in nature. It is prayed that the above said application may kindly be dismissed.

This court has given thoughtful consideration to the submissions made by Ld. counsel for applicant/accused and Ld. Additional PP for State and has also perused the record placed before the same.

Perusal of the record shows that charge for the offence punishable U/s. 109(1) BNS has been framed against applicant/accused **Arbaz** vide order dated 15.12.2025. The allegations against applicant/accused **Arbaz** are that he had fired gunshots towards complainant with the intention to commit his murder, due to which gunshot injury was caused to complainant Rohit on his chest i.e. a vital part. Perusal of the record shows that testimony of eye witness/victim has not been recorded as yet and releasing applicant/accused on bail at this stage may cause threat to the victim/eye witnesses. It is pertinent to mention earlier bail application of applicant/accused **Arbaz** was dismissed by this Court vide order dated 21.05.2026 and no change of any material circumstance has taken place since the dismissal of last bail

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application.

Keeping in view of the above discussion and also considering the severity and the gravity of offence as well as seriousness of allegations, the present bail application of applicant/accused **Arbaz** is hereby dismissed.

Nothing stated herein shall tantamount to any expression of opinion the merits of the case. Copy of order be given dasti to the concerned parties. The present bail application file be tagged with the main case file.

(Sushil Kumar)
Addl. Sessions Judge- 04
North District Rohini Courts Delhi
04.07.2026