

IA No. 53/25 in SC 383/2018
State Vs. Rajesh Tyagi
FIR No. 133/2018
PS Narela
U/s 302/307/201/120B/34 IPC & 25/27 Arms Act

19.08.2025

This is an application under Section 483 BNSS for grant of bail moved on behalf of applicant/accused Rajesh Tyagi.

Present:- Mr. Girish Giri, Ld. Addl. PP for the State.

Mr. Sunny Arora, ld. Counsel for applicant/accused.

IO Inspector Rajesh Kumar Verma in person and has filed the previous involvement of the applicant/accused.

1. Briefly stated, on 22.09.2018 at about 8.00 p.m. at Village Bankner, Narela, Delhi, all the accused persons in furtherance of their common intention committed murder of Govind @ Chotu and Satish @ Mangal by causing fire arm injury and stab injuries by using sharp edged weapon i.e. knife and also inflicted injuries on one Mukesh with the intention to cause death. Accordingly, FIR has been registered under Section 302/307/34 IPC r/w Section 25/27 Arms Act.

2. It is argued by Ld. Counsel for the applicant/accused that applicant/accused is on bail in all the cases except the present one. That statement of eye witness/injured has already been recorded. That applicant/accused was enlarged on interim bail earlier and has duly surrendered. That trial shall take its own course. That applicant/accused is running in JC since 30.03.2018 and has been falsely implicated in the present case and is prayed that a lenient view be taken.

3. Ld. Additional PP for the State has vehemently opposed the bail application submitting that the allegations levelled against the applicant/ accused are very grave and serious in nature.

4. Heard. Record perused. I have also perused the report filed by the IO.

5. On 22.09.2018 at about 8.00 p.m. at Village Bankner, Narela, Delhi, all the accused persons in furtherance of their common intention committed murder of Govind @ Chotu and Satish @ Mangal by causing fire arm injury and stab injuries by using sharp edged weapon i.e. knife and also inflicted injuries on one Mukesh with the intention to cause death.

It is a case of double murder. The main eye witness Mukesh has categorically named the applicant/accused and stated that he played an active role in causing gun shot injury to Govind @ Chotu.

As per the report of the IO, one desi katta along with one live cartridge was recovered during the police custody remand of the applicant/accused. The incident has been captured in CCTV footage and the report of the FSL have also been filed. The present case involves premeditation, brutal execution and the use of deadly weapons and the applicant/accused has played active role in commission of offence as there are specific allegations against the applicant/accused. Some of the material eye witnesses Vinod and Robin are yet to be examined. As per report of the IO, applicant/accused is a BC of the area and involved in more than 15 criminal cases. There are grave and serious allegations against the applicant/accused, who has played active role in the crime.

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6. Seeing the totality of the fact and circumstances, gravity of offence and the above said discussion, no ground for grant of bail is made out at this stage. The bail application accordingly **dismissed**.

Application stands disposed off.

7. *It is clarified that nothing stated herein shall tantamount to an expression of opinion on the merits of the case.*

8. Copy of the order be given *dasti* to the Ld. Counsel for the applicant/accused as well as be sent to concerned IO, concerned Jail Superintendent, Ld. Secretary, DLSA (North), through all possible modes, as per rules.

(Vandana)
Addl. Sessions Judge-02(North)
Rohini Courts Delhi
19.08.2025