

**IN THE COURT OF MS. NISHA SAHAY SAXENA
PRINCIPAL DISTRICT & SESSIONS JUDGE
NORTH DISTRICT: ROHINI COURTS: DELHI**

CNR No. DLNT01-007642-2025
SC No. 402/2025
(IA NO. 2/2025)
STATE Vs. Sher Khan @ Sheru
FIR No. 62/2025
PS: Crime Branch (NDR)
221/132/109(1)/351(3) BNS & 25 Arms Act

ORDER

18.08.2025

Vide this order, I shall dispose off application u/s 483 BNSS, moved on behalf of applicant/ accused Sher Khan, for grant of interim bail for three weeks.

I have heard the arguments of Ld. Addl. PP for the State and Ld. Counsel for applicant / accused Sher Khan.

Reply to the said bail application has been filed by IO.

Ld. Counsel for the applicant/accused submits that the wife of the applicant/accused is suffering from advanced and debilitating Hemorrhoids, a medical condition that causes significant pain, discomfort, and restricts her mobility. She has been advised to undergo surgery and was recently admitted to the hospital for two days for observation. Due to her condition, she is unable to manage daily household chores and requires constant assistance. She resides alone with her two sons and is in urgent need of support from the applicant/accused to manage household responsibilities, arrange funds for the surgery, and assist her in

obtaining necessary medical treatment. Additionally, the applicant/accused is needed to care for their minor daughters during this period. In light of these circumstances, interim bail for a period of 30 days, or at least three weeks, is sought to enable the applicant/accused to fulfill his familial obligations. It is further submitted that the applicant/accused undertakes not to misuse the liberty granted and shall surrender himself upon the expiry of the interim bail period.

Ld. Addl. Public Prosecutor for the State has strongly opposed the application for grant of interim bail, citing the gravity of the alleged offence. It is submitted that the applicant/accused is a Bad Character (B.C.) of Police Station Narela and a habitual offender with multiple involvements in serious and heinous criminal cases. Upon verification conducted by the police, the medical documents pertaining to the wife of the applicant/accused were found to be genuine. However, it was also observed that at the residence of the accused, his mother was present along with three adult daughters and one adult son, indicating that adequate support is available at home. The Ld. Addl. PP contended that if the applicant/accused is released on interim bail, there is a substantial risk that he may tamper with the evidence, intimidate witnesses, or abscond from the proceedings.

I have heard Ld. Counsel for the applicants / accused persons, Ld. Addl. PP for the State and have perused the record.

The allegations against the applicant/accused are of serious and grave in nature. The case is presently at its initial stage, and charges have not yet been framed. As per the report submitted,

there are several adult family members residing at the applicant/accused's home, who are available to assist and take care for his wife. Therefore, no compelling medical exigency has been demonstrated that would necessitate the physical presence of the applicant/accused for her care. In light of these circumstances, I am of the considered view that the prayer for interim bail is not justified. Accordingly, the application for grant of interim bail of applicant/ accused stands dismissed.

The instant application be tagged along with the main file, which be put up for the date already fixed i.e. on 19.08.2025.

(NISHA SAHAY SAXENA)
Principal District & Sessions Judge
North District/Rohini Courts/Delhi
18.08.2025(d)