

IA No. 15/2026 in SC No. 432/2025
Amit Yadav Vs. State
FIR No. 208/2025
PS S.P. Badli
U/s. 140(3)/142/103(1)/238(a)/61/3(5) BNS

18.03.2026

This is an application under Section 483 BNSS for grant of regular bail moved on behalf of the accused / applicant namely Amit Yadav.

Present: Dr. Sarita Rani, Ld. Addl. PP for the State.
Sh. Amit Rana, Ld. Counsel for the accused / applicant.

1. It was argued by the Ld. Counsel for the accused / applicant that accused / applicant has been arrested on the basis of the disclosure statement. It was also argued that there are number of disclosures of the accused persons by the IO which were got recorded in the present case and all of them are entirely altogether different. It was further argued by the Ld. Counsel for the accused / applicant that neither any weapon nor any other recovery has been effected from the possession of the accused / applicant. It was also argued that the accused has been falsely implicated in the offence of murder, however, the alleged dead body of the deceased is missing. He further argued that even the chair on which, the deceased stated to be expired as per the story of the prosecution was not recovered. He further argued that only evidence is the CCTV footage which according to the chargesheet was fluctuating and nothing was visible clearly.

He further argued that accused is running in JC more than 1 year and charge has already been framed against him. It was argued further that trial will take long time to conclude as there are 37 witnesses, to be examined. It was further argued that the accused / applicant has no criminal antecedent. Hence, no purpose would be served by keeping the accused behind the bars. It was submitted that applicant/accused is ready to abide by all the terms and conditions, which may be imposed. It is prayed that a lenient view be taken.

2. Per contra, Ld. Addl. PP for the State has vehemently opposed the bail application and argued that allegations against the applicant / accused are serious in nature. It was argued further that the material / public witnesses are yet to be examined, hence, prayer is made for dismissal of the bail application.

3. As per reply filed by the IO, the accused/applicant has been actively involved in the offence. It is further submitted by him that as per the last scene of the evidence, i.e. CCTV footage, in which victim Pitul who was abducted forcibly by the accused Amit and Nitin in his car can be seen. It is further submitted by him that the disclosure statement of all the accused persons reveal that Pitul was murdered by the accused / applicant alongwith other co-accused persons.

4. I have heard Ld. Counsel fo the accused / applicant and Ld. Addl. PP for the State as well as perused report filed by

the IO.

5. At first, from the chargesheet, it is evident that number of disclosure statements of the accused persons were recorded by the IO which reveals a different story altogether. Further, for a case of murder, the body of the deceased is a vital evidence, but in the case in hand, the same is missing.

Neither any weapon nor any other recovery has been effected from the possession of the accused / applicant. Charge has already been framed. The public witnesses more specifically, the wife and daughter of the deceased, according to the chargesheet has not witnessed any single incident regarding the alleged offence. Therefore, as such, there is no apprehension of influencing of the witnesses on this account. Otherwise also, that can be protected through the stringent conditions. The accused / applicant has no criminal antecedent as per report filed by the IO. The trial shall take its own course, no fruitful purpose would be served by keeping the accused behind the bars. Seeing the totality of the facts and circumstances of the case and in view of the abovesaid discussion, applicant/accused is hereby enlarged on bail on furnishing of bail bond for a sum of Rs. 1,00,000/- (Rs. One Lakh) each with one surety of the like amount, who are permanent resident of Delhi/NCR, to the satisfaction of the court/concerned Ld. MM/Link MM/Duty MM but subject to the following conditions:

- (a) The applicant/accused shall attend the court proceedings regularly.
- (b) That in case of change of his residential addresses, he shall

intimate the Court about the same.

- (c) The accused shall not leave the country without prior permission of the Court.
- (d) The accused shall not indulge into similar offence in the event of release on bail.
- (e) The applicant/accused shall not try to contact or influence the witnesses, in any manner, directly or indirectly.
- (f) In case of flouting of any above conditions by the accused / applicant, the prosecution shall be at liberty to move an appropriate application for cancellation of bail of the accused / applicant.

Application stands disposed off.

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

7. 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
18.03.2026