

IA No. 18/2026 in SC No. 432/2025  
State Vs. Amit Yadav  
FIR No. 208/2025  
PS S.P. Badli  
U/s. 103(1)/140(3)/142/238(a)/61/3(5) BNS

05.05.2026

**This is an application under section 483(3) BNSS moved on behalf of the State for cancellation of bail of accused Amit Yadav which was granted by the Hon'ble Court vide order dated 18.03.2026**

Present: Sh. J.S. Malik, Ld. Substitute Addl. PP for the State.

None for the accused /non applicant.

Arguments have already been heard.

1. The present application has been filed by the State for cancellation of bail of the accused / non applicant on the ground that as the allegations against him are serious in nature, therefore, bail should not have been granted to the accused / non applicant.

It has been further argued that while granting bail to the accused / non applicant, material available on record was not taken into consideration. Hence prayer has been for cancellation of bail of the accused / non applicant.

2. Per contra, Ld. Counsel for the accused / non applicant argued that ground of denial of bail and cancellation of bail are altogether different. He further argued that it is a basic principle of law that bail granted to the accused can be cancelled only on special grounds, which are missing in the present application. Hence, he prayed for dismissal of the present application.

3. Arguments heard.
4. Cancellation of bail can be prayed only on the basis of strong grounds. Grounds of cancellation of bail are different from the rejection of bail, which are as under:-
  - (i) When the person on bail is found tampering with the evidence.
  - (ii) When the person on bail commits similar offence or any heinous offence.
  - (iii) When the person on bail has absconded.
  - (iv) When the person on bail is terrorizing the witness.
  - (v) When the circumstances reveal that the accused has misused the liberty granted to him.
  - (vi) If the life of the accused person on bail itself be in danger.
  - (vii) Arising of new facts after the grant of bail which reflects flouting of conditions of bail.
5. In the present application, not even a single word has been stated regarding the grounds of cancellation of bail. Cancellation of bail is the revocation of the liberty already granted, therefore, it is allowed only for supervening circumstances like tampering with evidence, threatening witnesses or violating bail conditions. The only argument of the Ld. Addl. PP is that the allegations against accused / non applicant are grave in nature and there are sufficient evidence against the accused/non applicant. With respect to the said arguments, the observation has already been made by the court while granting bail to the non applicant and discussing the same for the purpose of disposal of present application again shall

tantamount to review of the said order.

6. As stated above, the application does not reveal anything regarding the violation of any term of bail order, extension of threat to any witness, misuse of liberty and tampering with evidence, accordingly the application stands dismissed.

Application is disposed off accordingly.

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, Ld. Secretary, DLSA (North), through all possible modes, as per rules.

(VANDANA)  
Addl. Sessions Judge-02(North)  
Rohini Courts Delhi  
05.05.2026