

IA No. 1/2025 in SC No. 469/2025  
State Vs. Mohd. Shavaj @ Mohd. Shahabaj  
FIR No. 1201/2024  
PS Narela Industrial Area  
U/s 108/238(2) BNS

18.07.2025

**This is a 3<sup>rd</sup> regular bail application under Section 483 BNSS moved on behalf of the accused / applicant namely Mohd. Shavaj @ Mohd. Shahabaj.**

Present: Dr. Raj Rani, Ld. Substitute Additional PP for the State.

Mohd. Farman, Ld. counsel for accused / applicant.

Reply to the bail application received.

The above said application has been moved on behalf of the accused / applicant seeking regular bail.

1. It was argued by Ld. Counsel for applicant/accused that the applicant/accused is an innocent person and has been running in JC since long. It has been argued by the Ld. Counsel for the accused applicant that he has no criminal antecedent. Further, it was argued by him that as per prosecution case, the daughter of the informant committed suicide on 18.11.2024, but the FIR of the same has been lodged on 20.12.2024. It was argued by the counsel for the accused / applicant that he has been falsely implicated in the present case. It has been argued by the counsel for the accused / applicant that trial would take long time as charge is yet to be framed and no witness has been examined till date. It is submitted that no purpose would be served to keep the accused in custody. That accused is ready to abide by all the

terms and conditions. It is prayed that a lenient view be taken.

2. On the other hand, 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 It is further argued by him that the bail application of the accused / applicant has already been dismissed as withdrawn vide order dated 17.05.2025 and since then, no change in circumstances has been averred by the Ld. Counsel for the accused / applicant, hence, prayer is made for dismissal of the bail application.

3. I have heard the Ld. Substitute Addl. PP for State and Ld. Counsel for applicant/accused.

4. As per report of IO, it has been stated that a suicide note was recovered in the deceased's handwriting, clearly attributing her extreme step to continuous harassment, blackmails and threats made by the accused, with whom she had a personal relationship. It has been further stated in the report of IO that whats app chats show that the accused also threatened to circulate these images to her family, causing medical trauma to the victim.

Further, matter is at the initial stage, where charge is yet to be framed and the material/public witnesses are yet to be examined and there is every apprehension to threats the public witnesses. Moreover, the allegations against the applicant/accused are grave and serious in nature.

5. Seeing the totality of the facts and circumstances and the above said discussion, no ground for grant of bail is made out at this stage. **Accordingly, the bail application of applicant/accused stands dismissed.**

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  
18.07.2025