

23.03.2026

**ORDER**

1. Vide this order, this Court shall dispose of an application u/s 483 BNSS moved on behalf of applicant/accused Vishal @ Badal.
2. Reply to the bail application has already been filed by the IO.
3. Submissions heard on the bail application moved on behalf of the applicant/accused Vishal @ Badal. Record perused.
4. Ld. Counsel for the applicant/accused submits that applicant/accused Vishal @ Badal is innocent and has been falsely implicated in the present case. It is being further submitted that the applicant/accused belongs to a poor family and he is the sole bread earner of his family. It is further submitted that there is not an iota of evidence against the applicant/accused. It is further submitted that the applicant/accused is in JC since 22.03.2025 and it will take considerably long time to conclude the trial and no useful purpose would be served by keeping the applicant/accused behind the bars.
5. In support of his arguments, Ld. Counsel for the applicant/accused has relied upon "**Satender Kumar Antil Vs. Central Bureau of Investigation, (2022) 10 SCC 51**", which states that bail is the rule and jail is an exception.
6. Ld. Addl. PP for the State has strongly opposed the present application and has prayed for its dismissal contending that the applicant/accused was wanted in a murder cum dacoity case of PS Ashok Vihar and he as well as his co-accused Amit @

Kahhaiya tried to escape when the police party had laid a trap to apprehend them in the night of 21.03.2025. It is further submitted that the applicant/accused Vishal @ Badal even fired upon SI Ravi Saini with a pistol and the bullet had hit the police official on the left side of his wearing bullet proof jacket. It is further contended that the applicant/accused is also found involved in three other criminal cases including case bearing FIR No. 67/2025 U/s 103(1)/309(5)/310(3) BNS, PS Ashok Vihar related to murder cum dacoity.

7. Indeed the bail is a rule and jail is an exception, but the allegations against the applicant/accused in the present case are grave and serious in nature i.e. firing upon police personnel. Perusal of record reveals that the chargesheet for the offence u/s 109(1)/221/132/3(5) BNS and 25/27/54/59 Arms Act has been filed against the accused in this case. The accused is found involved in other criminal cases also and chances of his absconding or intimidating the witnesses or indulging in similar kind of crime cannot be ruled out if he is released on bail.

8. In the above facts and circumstances and in view of nature and gravity of offence, no ground is made out to grant bail to the applicant/accused, at this stage. **The present bail application is accordingly dismissed.**

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

10. The present bail application accordingly stands dismissed and it be tagged with the main file.

(PREM KUMAR BARTHWAL)  
Principal District & Sessions Judge  
North District/Rohini Courts/Delhi  
23.03.2026 (dv)