

Bail IA No.6/2025  
SC No.441/2024  
FIR No.167/24  
PS Raj Park  
State Vs. Kishan Gupta @ Babu  
u/s 302/201/342/34 IPC

27.10.2025

**File taken up today for deciding interim bail application moved on behalf of applicant / accused Kishan Gupta @ Babu.**

Present: Sh. Vikas-II, Ld. Addl. PP for State.  
Ms. Neelam Singh, Ld. Dy. LADC for applicant /  
accused.  
SI Pradeep on behalf of IO.

1. **This application U/s.483 BNSS has been moved seeking interim bail of the applicant / accused Kishan Gupta @ Babu for 90 days.**
2. Ld. Counsel has submitted that no similar application of the applicant is pending before any other Court.
3. Reply filed. Copy supplied.
4. Arguments heard. Record has been perused.
5. Ld. Counsel for applicant / accused has submitted that the wife of the applicant / accused is suffering with metastatic stage of cancer. On the last occasion, the treatment was started by the AIMS hospital and was also given a schedule of cycles of treatment, the presence of accused is required during the cycles of treatment as the son of the applicant / accused is only one year of age and accordingly to the medical jurisprudence, the applicant / accused is also required for signing of

consent form in each and every cycle of therapy. It is submitted that the wife of the applicant / accused is going through very serious condition and applicant is duty bound to be with her during the crucial stage of time / life. It is orally submitted that presence of accused is also required for the purpose of arranging funds for chemotherapy of his wife. It is submitted that the applicant / accused was earlier granted interim bail by Hon'ble High Court of Delhi and he timely surrendered without any delay. Ld. Counsel submitted that applicant / accused shall abide by all the terms and conditions imposed by the Court.

6. Bail application is strongly opposed by Ld. Addl. PP for the State.
7. Submissions heard. Record perused.
8. In case titled as **Athar Pervez Vs. State NCT of Delhi, Crl. Ref. 1/2015 decided on 26.02.2016**, Hon'ble High Court of Delhi has laid down that the trial courts are entitled to grant "interim" bail to the accused when exceptional and extra-ordinary circumstances would justify this indulgence.
9. In the report filed by IO, the medical condition of the wife is not disputed. The wife of the applicant / accused is suffering with metastatic stage of cancer. The applicant / accused was earlier granted interim bail by Hon'ble High Court of Delhi on almost similar ground and he had not misused the liberty granted to him at that time.

10. Taking note of the abovesaid facts and circumstances and on humanitarian basis, the present bail application is allowed, **Applicant / accused is granted interim bail for a period of 30 days from the date of release, subject to furnishing personal bond of Rs.25,000/- with one surety of like amount.**
11. The applicant is directed to share her mobile number with IO; shall keep her mobile location on during the said period and shall not approach any witness or tamper with evidence in any manner. The applicant shall surrender before the concerned Jail Superintendent on completion of period of interim bail.
12. Observation made herein above shall not affect the merits of this case in any manner.
13. Application stands disposed off.
14. **Copy of the order be sent to concerned Jail Superintendent for necessary intimation.**
15. **Copy of the order be given dasti to Ld. Counsel.**
16. File be put up on the date already fixed i.e. **20.12.2025.**

( MUNEESH GARG)  
ASJ-03, N/W, ROHINI COURTS  
DELHI/27.10.2025