

IA 17/2026
SC 90/2022
FIR No. 358/2020
PS Kanjhawala
State Vs. Ashish @ Deva & Ors.
(applicant Suraj Pal @ Bhagta)
U/s 3(1)(i)/3(2)/3(4) MCOCA

25.02.2026

Both the regular Stenographers are on leave today.

Present : Shri Sanjay Jindal, Ld. Addl. PP for State.
Shri Takshay Gupta, Ld. Counsel for applicant/
accused Suraj Pal @ Bhagta.

IO has sent a written request for exemption from
personal appearance.

Request is considered and allowed for today only.

Death Verification Report of father of applicant/
accused received verified.

This is an application U/s 483 BNSS, 2023 moved
on behalf of the applicant/accused **Suraj Pal @ Bhagta** seeking
interim bail from 25.02.2026 till 06.03.2026 on the ground of
performing last rites of his father.

It is submitted by Ld. Counsel for applicant/accused
that father of applicant/accused has passed away on 19.02.2026
and this Court had granted custody parole to the applicant vide
order dated 19.02.2026 to enable him to attend and perform the
last rites of his deceased father. It is further submitted that multi-
day post-funeral rituals, such as *Shraddha*, *Ganga Snan*,
Uthavani, *Pind Daan*, *Tarpan*, *Asthi Visarjan*, *Garud Puran*,

Contd/-

Shanti Path, Tehravi, Rasam Pagdi preparations, mourning gatherings and community ceremonies, which have commenced at the family's residence at H. No. 347, near Lachu Mill, Bajitpur Thakran from 21.02.2026 onwards and extend over multiple days. It is further submitted that Shanti Paath is scheduled for 26.02.2026 and that as per the prevailing customs and religious rituals of the family, various ceremonies including Navam Shraddh Karam, Tehrvi, Rasam Pagdi and other allied rites are required to be performed from 26.02.2026 to 05.03.2026. Therefore, it is prayed that applicant/accused be released on interim bail from 25.02.2026 till 06.03.2026.

Submissions heard. Record perused.

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.

The factum of death of father of applicant/accused was sent for verification. Reply filed by Investigating Agency confirms the factum of death of father of applicant. In view of the same, the presence of the applicant, being son, is essential to perform the necessary rituals. Accordingly, **the application is allowed. Applicant/accused Suraj Pal @ Bhagta be released on interim bail till 06.03.2026 from the date of his release, subject to**

Contd/-

furnishing personal bond in the sum of Rs. 40,000/- with one surety of like amount. The applicant is further directed not to approach the witnesses or tamper with the evidence in any manner whatsoever. He shall surrender before the concerned Jail Authorities on expiry of interim bail's period.

The application stands disposed of accordingly.

**(MUNEESH GARG)
ASJ-03 (NORTH-WEST)
ROHINI COURTS
DELHI/25.02.2026**