

**IN THE COURT OF MS. NISHA SAHAY SAXENA
PRINCIPAL DISTRICT & SESSIONS JUDGE :
NORTH-WEST : ROHINI COURTS : DELHI.**

CNR No. DLNW01-001481-2026
SC No. 87/26
State Vs. Kapil @ Akhil @ Pajero etc
FIR No. 296/2025
PS : Aman Vihar
U/s 109(1)/3(5) BNS

(Order on bail application of accused Kapil @ Akhil @ Pajero)

12.05.2026

This is an application u/s 483 BNSS moved on behalf of applicant / accused Kapil @ Akhil @ Pajero for grant of regular bail. Reply to the said application has already been filed.

I have heard arguments addressed by Ld. Addl. Public Prosecutor and Sh. Jagdish Janak, Ld. counsel for applicant / accused.

The allegations against the applicant / accused are that on 10.05.2025 at about 12.18 AM, he along with his co-accused Salim and Kishore @ Kishori @ Chota Parero inflicted knife injuries to the complainant injured Shivpal @ Vikas and Rahul, with such intention or knowledge, and under such circumstances that, if he by that act had caused the death of victim, he would be guilty of murder.

Bail has been sought for the applicant / accused Kapil @ Akhil @ Pajero the ground that he has been falsely implicated in the present case and that a cross case bearing FIR No. 297/25, PS Aman Vihar u/s 109(1)/3(5) BNS has been registered against Shivpal and Rahul (injured in the present case) for causing

grievous injuries to the applicant / accused. In the said case Shivpal is in JC, while Rahul is absconding. It is further submitted that no case property has been recovered from the applicant / accused to connect him with the alleged offence.

Ld. defence counsel has submitted that the parties have arrived at an out of court settlement and that the injured and his family have no objection if the applicant / accused is enlarged on bail. It is prayed that the applicant / accused Kapil @ Akhil @ Pajero be enlarged on bail.

On the contrary, bail is opposed by the Ld. Prosecutor submitting that the allegations against the applicant / accused are serious in nature and the material witnesses are yet to be examined.

No doubt a cross FIR has been registered against Shivpal (injured herein), who is in JC in the said case, and Ld. counsel for complainant, who has appeared in the cross case, has acknowledged the fact that the matter has been settled between the parties.

Considering all the facts and circumstances of the case, the fact that the accused is no longer required for further investigation, no purpose would be served by further detaining him in custody, who is in JC since 11.05.2025, and that the complainant has no objection if the applicant / accused is enlarged on bail, co-accused Salim is already on bail, the present bail application stands allowed and applicant / accused Kapil @ Akhil @ Pajero is ordered to be enlarged on bail on furnishing a bail bond in the sum of Rs. 30000/- with one surety in the like amount and subject to the following conditions :

i) That the applicant/accused will supply his mobile number(s) to the IO of the case, which should be always working.

ii) That the applicant/accused will not threaten or influence the prosecution witnesses or tamper with evidence or create any sort of impediment in the trial etc.

iii) That the applicant/accused will not indulge in any anti-social activity.

iv) That the applicant/accused will not leave the country without prior permission of the court.

Copy of this order be sent to the concerned Jail Superintendent. The present bail application accordingly stands disposed of.

Now to come up on the date already fixed i.e. 08.07.2026.

(Nisha Sahay Saxena)
Principal District & Sessions Judge (NW)
Rohini Courts, Delhi (k)