

**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
FIR No. 296/2025
PS : Aman Vihar
U/s 109(1)/3(5) BNS

(Order on bail application of accused Salim)

08.04.2026

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

I have heard arguments addressed by Sh. P.K. Samadhiya, Ld. 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 Kapil @ Akhil @ Pajero 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 Salim 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 in the initial complaint made by the complainant, he did not name the applicant / accused and that the allegations against him are after-thought.

Ld. defence counsel has further 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.

Ld. defence counsel has submitted that the applicant / accused is 26 years of age and his family comprises of his aged mother, wife and two minor school going children and he is the sole bread earner in his family. It is prayed that the applicant / accused Salim 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.

As per record, a cross FIR has been registered against Shivpal (injured herein) and he is in JC in the cross case, and he has acknowledged the fact that the matter has been settled between the parties.

Accordingly, considering the fact that the the applicant / accused Salim is in JC since 10.09.2025 and **he is not involved in any other criminal case**, the present application is allowed and applicant / accused Salim 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. 21.04.2026.

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

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Present : Sh. P. K. Samadhiya, Ld Additional Public Prosecutor
for State.

Sh. Jagdish Janak, Ld. counsel for applicant / accused
Salim.

Vide my separate order of even date, the bail
application moved on behalf of the applicant / accused Salim is
allowed.

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

21.04.2026.

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