

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

CNR No. DLNW01-001818-2026
SC No. 107/26
State Vs. Avinash @ Tomy etc
FIR No. 583/25
PS : Keshav Puram
U/s 109(1)/3(5) BNS & 25/27/59 Arms Act

(Order on Bail Application of accused Sunny @ Raftaar)

09.03.2026

This is the first application u/s 483 BNSS for grant of bail moved on behalf of the applicant / accused Sunny @ Raftaar. Reply to the said application has already been filed.

Arguments have been addressed by Ms. Geeta Bansiwala, Ld Additional Public Prosecutor for State and Sh. Pranay Abhishek, Ld. counsel for applicant / accused Sunny @ Raftaar.

As per the charge-sheet and the statement given by the complainant, the allegations against the applicant / accused are that he along with his co-accused Avinash @ Tomy and their third associate Jishan (not arrested) fired upon him, causing him gun shot injuries, with such intention or knowledge, and under such circumstances that, if they by that act had caused the death of victim, they would be guilty of murder.

Bail has been sought on behalf of the applicant / accused on the ground that as per the prosecution case, it was the accused Avinash @ Tommy, who fired on the complainant, and not the applicant / accused Sunny @ Raftaar. It is further

submitted that the applicant / accused has been falsely implicated in the present case and he is in JC since 23.10.2025.

On the other hand, Ld. Prosecutor has opposed the bail application submitting that the allegations against the applicant / accused are grave in nature and the complainant has specifically named the accused in the FIR. It is further submitted that the weapon of offence i.e. pistol was recovered at the instance of the accused persons. Further more, during TIP proceedings, the complainant has duly identified the accused Sunny @ Raftaar.

The charge is yet to be framed and the material witnesses are yet to be examined. Applicant / accused has been duly identified by the complainant during TIP.

Accordingly, considering the gravity of offence allegedly committed by the applicant / accused along with his co-accused, I am not inclined to release the applicant / accused at this stage. As such, the present bail application moved on behalf of the applicant / accused Sunny @ Raftaar is hereby dismissed.

Copy of this order be sent to the concerned Jail Superintendent for being conveyed to the applicant / accused. As prayed, a copy of this order be given to Ld. counsel for applicant / accused.

Now to come up on the date already fixed i.e. 17.03.2026 for arguments on charge.

(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.

Proxy counsel for applicant / accused Sunny @
Raftaar.

Vide my separate order of even date, the bail
application moved on behalf of the applicant / accused Sunny @
Raftaar is dismissed.

Now to come up on the date already fixed i.e.
17.03.2026 for arguments on charge.

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