

21.04.2026

Both the regular Personal Assistants are on leave.

Present : Sh. K D Pachauri, Ld. APP for the State.

Mr. Parvesh Dabas, ld counsel for applicant.

1. This is an application under Section 483 BNSS for grant of regular bail, moved on behalf of applicant Himanshu.
2. It is submitted by counsel for applicant that allegations against he accused are false and frivolous and eye witness Gaurav @ Golu has failed to appear for cross examination despite several opportunities. It is further stated that applicant has been granted interim bail on four separate occasions. It is further stated that applicant/accused is in JC since 15.09.17
3. On the other hand, ld. Addl. PP has opposed the application stating that allegations are very serious in nature, accused may jump the bail, applicant is habitual offender, involved in other heinous cases and if granted bail, may threatened the complainant and other witnesses as case is till pending.
4. Heard. Perused.
5. At this stage, appreciation of witnessses cannot be done. Even if one or two witnesses are slightly favoring the accused, the same cannot be the sole ground for grant bail. It has been apprised to the court that one material witness still to be examined. Therefore, considering the over all facts and circumstance and also considering nature of gravity of offence, bail of applicant/accused Himanshu is dismissed.

6. In view of the recommendations of Rules Committee under Section 523 of BNSS, 2023 with respect to the practice directions issued by Hon'be Supreme Court of India in Writ Petition no. W.P.(C) 1082/2022 Suhash Chakma Vs. Union of India & Ors., the applicant can avail the free legal aid facility from District Legal Services Authority (North-West) at Room No. 405, 4th Floor, District Court Rohini, Delhi-110085. Applicant may contact the authority on phone number 011-27555536 or through mail at e-mail ID northwest-dlsa@nic.in.

(SHIVAJI ANAND)
ASJ-II/SPECIAL JUDGE NDPS/
NORTH-WEST/ROHINI COURTS/
DELHI/21.04.2026