

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

CNR No. DLNW01-010117-2024
SC No. 819/24
State Vs. Vikas Garg etc
FIR No. 508/24
PS : Subhash Place
U/s 309(4)/311/61(2)/3(5) BNS

Order on bail application of accused Danish Peter

29.04.2026

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

Arguments have been addressed by Sh. P. K. Samadhiya, Ld Additional Public Prosecutor for State and Sh. Paritosh Garg, Ld. counsel for applicant / accused.

Bail has been sought on behalf of the applicant / accused on the ground that earlier the applicant / accused was enlarged on bail, but since he absented himself, NBWs were issued against him and now he is in JC since 30.01.2026.

In the title of the present application, it is mentioned that this is the first bail application moved on behalf of the applicant / accused Danish Peter. However, perusal of the record reveals that earlier bail application moved on behalf of the applicant / accused was dismissed on 19.03.2026. This fact has been concealed not just in the application but also in the accompanying affidavit filed by him in terms of judgment dated 11.02.2026 passed by Hon'ble Supreme Court in case Zeba Khan Vs. State of UP & Ors.

Be that as it may. Ld. Prosecutor has opposed the present bail application submitting that the applicant / accused is in the habit of flouting the terms and conditions of bail and is involved in number of other criminal cases. It is further submitted that there is every likelihood of the applicant / accused tampering with the prosecution evidence and threatening the prosecution witnesses. It is prayed that the present bail application moved on behalf of the applicant / accused needs to be considered afresh taking into consideration his subsequent conduct and attitude qua non-compliance of terms and conditions of bail.

Perusal of the record reveals that the applicant / accused Danish Peter did not appear before the court on 19.12.2025, which resulted in issuance of NBWs against him. Subsequently, the application seeking cancellation of NBWs against him was dismissed on 30.01.2026 and he was taken into custody.

Perusal of the record further reveals that after grant of bail by the Ld. Predecessor of this court, the applicant / accused has not been appearing regularly before the court and the main reason for his absence is due to his involvement and lodging in JC in other cases outside Delhi, due to which no prosecution witness could be examined despite the fact that the charge was framed in the present case on 23.04.2025. As of now, the matter is pending for framing of charges against Jyoti Gupta and Naveen, against whom supplementary charge-sheet has been filed. As per the affidavit furnished by the applicant / accused himself, he is involved in eight other criminal cases.

Seeing the gravity of the offences allegedly committed by the applicant / accused, the fact that he is a habitual offender involved in number of other criminal cases and since there is every likelihood of the applicant / accused tampering with the prosecution witnesses and after the dismissal of earlier application on 19.03.2026, there is no change in circumstances, I am not inclined to release the applicant / accused on bail at this stage.

Accordingly, the present bail application is 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 dasti to Ld. counsel for applicant / accused.

Now to come up on the date already fixed i.e. 11.05.2026.

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