

Bail No.1603/2026
FIR No.82/2026
PS Shaheen Bagh
u/s 115(2)/74/79/329 (2)/351(3)/3(5) BNS
State Vs. Mohd. Umar

05.06.2026

Present : Ld. Substitute Addl. PP for State.
Sh. Nadeem Ahmed, Ld. Counsel for accused/applicant.
IO/ASI Praveen Kumar in person.

Today, matter is fixed for consideration on anticipatory bail application u/s 482 BNS application moved on behalf of accused/applicant.

Reply has already been filed on behalf of IO.

Arguments on bail application heard.

ORDER ON BAIL APPLICATION

BRIEF FACTS

1. The FIR in the present matter was registered on 27.03.2026 upon the complaint of complainant Imran Alam. It has been alleged by the complainant against accused persons that accused namely Mohd. Wasim along with other unknown person trespassed into the property of the complainant bearing no.I-36, Abul Fazal Enclave Jamia Nagar on 27.03.2026. That on 27.03.2026 at around 05./06 pm one person/accused namely Wasim with one lady and his accomplices came to the aforesaid property and had cut opened the locks of the said property meanwhile his wife intervened and stopped them from illegally passing into the property, however, accused Wasim along with accomplices outraged the modesty of his wife by hitting her and holding her, further they tried to strangle the wife of the

complainant and his her on her chest and gave her beatings by first and slaps. The lady who had accompanied the accused had also given beatings to the children of the complainant. Thereafter wife of the complainant made a call to PCR and thereafter she was sent to AIIMS where her medical was conducted. That the accused persons in criminal conspiracy with each other had already created forged documents of their property and had been attempting to commit trespass and the civil suit is pending between the parties, whereby temporary injunction has been passed on 04.09.2025.

2. Upon the aforesaid complaint, FIR was registered. During investigation IO collected the cctv footage of the incident, where accused Wasim Khan along with other accused persons and accused/applicant are visible doing quarrel. Thereafter, accused/applicant was served notice and he has already joined investigation in the present matter.

ARGUMENTS ON BEHALF OF STATE

3. It has been argued by Ld. Addl. PP for State that there are specific allegations against the accused/applicants and that the trial in the present matter is at nascent stage and bail application of the accused / applicant is liable to be dismissed.

ARGUMENTS ON BEHALF OF ACCUSED/APPLICANT

4. On the other hand, it has been argued by Ld. Counsel for accused/applicant that the allegations against the accused are false and fabricated. It has been argued that the FIR has been registered upon false information and that the accused/applicant is falsely implicated

as there are several cases pending between both the parties and the co-accused Wasim has already been granted anticipatory bail by the Court vide order dated 29.05.2026. It has been argued that the accused/applicant be granted bail.

COURT OBSERVATION

5. I have heard Ld. Counsel for accused/applicant, seen the reply filed on behalf of IO. The allegations in the present matter are pertaining to offence u/s 115(2)/74/79/329 (2)/351(3)/3(5) BNS. The investigation qua accused/applicant has already been completed. Further the chargesheet in the present matter has already been prepared and it is submitted by the IO that same shall be filed shortly. Further, the accused/applicants has already joined investigation and no custodial investigation is required in the present matter.
6. ***In these circumstances, considering the aforesaid facts and circumstances of this case, anticipatory bail is granted to the applicant Mohd. Umar S/o Mohd. Rabbani.***
7. In the event of his arrest, applicant be released on bail subject to furnishing of personal bond/surety bond in sum of Rs.10,000/- each subject to the satisfaction of concerned IO/ SHO/ Arresting Officer.

Further, this order entails following conditions :-

- a) Applicant shall not leave the jurisdiction of Delhi/NCR region without informing SHO concerned in writing, giving details of place he is going and the time for which he will be out of Delhi/ NCR.
- b) Applicant shall keep his mobile phone in switch on mode, all the time by furnishing its details to the IO concerned, in writing within three days from now.
- c) In case, he changes mobile number, then he will inform IO concerned in writing, within one day of said change.

- d) Applicant shall not try to meet complainant and/or his family members till the adjudication of this case.
- e) Applicant shall not threaten complainant physically or verbally through any electronic mode.
- f) **Applicant/ accused shall cooperate and join the investigation as and when directed by the IO.**

8. *Order Dasti.*

[**Sheetal Chaudhary Pradhan**]
ASJ-02, South-East/Saket/Delhi
05.06.2026 ^(ag)