

08.06.2026

Present : Sh. L.D. Singh, Ld. Addl. PP for State.
Sh. Awneesh Rana, Anil Rexwal and Vinod Kumar Rexwal, Ld.
Counsels for accused/applicant.
IO SI Arif Alam absent.
Sh. R C Tiwari, Ld. Counsel for complainant alongwith
complainant in person.

Today the matter is fixed for consideration on regular bail
moved on behalf of accused/applicant U/s 483 BNSS.

Reply filed on behalf of IO. Same is taken on record. Copy
given.

Arguments heard.

BRIEF FACTS

1. The present FIR was registered on 07.04.2026. It has been
alleged by complainant Laxman that on 05.04.2026 he alongwith his relative
Ved Prakash had parked his alto car bearing no.DL 5CH 2434 outside his
house and around 7:30 pm. Accused/applicant Pushpender being his
neighbourer alongwith one person namely Kapil came in their Wagonar car
and hit against the Alto car. At that time, daughter of the complainant namely
Priyanka asked them, as to why they have hit their car, but they started
abusing her. Upon hearing the aforesaid quarrel the son of complainant
namely Sonu and the complainant came out and thereafter, accused Mamraj
his brother Rohtash and Prakash brought dandas. Accused Prakash,
Pushpender started giving beatings to them by use of danda. When the son

of complainant tried to intervene, accused Mamraj hit him by use of danda. Meanwhile, son of Mamraj namely Krishan and his nephew namely Sumit and Suraj alongwith other persons also reached the spot and started giving beatings to complainant and his son thereafter the relative of complainant Ved Prakash and his wife Mahindri also intervene to save them and thereafter, they were also given beatings. Meanwhile, the son of complainant made a call at 112 number and PCR van took all the injured persons to the hospital.

INVESTIGATION BY THE IO

2. Upon the aforesaid complaint, investigation ensued, IO recorded statement of complainant, accused/applicant Pushpender and accused Mamraj S/o Sh. Mool Chand was arrested, supplementary statement of accused was recorded. After completion of investigation chargesheet was filed. The nature of injury on MLC of injured has been opined as simple. The CCTV footage of the area was collected.

3. **During course of arguments of the aforesaid accused/applicant on the previous date, the CCTV footage was played in the presence of all the parties.**

ARGUMENTS ON BEHALF OF ACCUSED

4. It has been argued by Ld. Counsel for accused that accused be granted bail as he had not committed the offence. It has further been argued that the accused/ applicant had been alleged to have given danda blow to the complainant/victim only once. Further, the accused/ applicant has been in JC since 06.04.2026 and now the chargesheet has already been filed. Further, that the accused/applicant has already joined investigation and no custodial investigation is required in the present matter.

ARGUMENTS ON BEHALF OF STATE

5. On the other hand, it has been argued by Ld. Addl. PP for the State that there are specific allegations against accused/applicant who alongwith his family member had attacked the complainant and his family members and had given them injuries and that the accused lives in the vicinity of the complainant and shall influence witnesses.

6. It has been argued on behalf of Ld. Counsel for complainant that the quarrel had taken place due to the act of the accused persons and that accused persons should not be granted bail as they may repeat the offence.

7. Submissions heard. Application perused.

COURT OBSERVATION

8. This is the second bail application of accused/ applicant. Accused/applicant are in JC since 06.04.2026. Further, the chargesheet in the present matter has already been filed. Accused/applicant does not have previous involvement and is a first time offender. Accused/applicants are permanent resident of Delhi and has cooperated during investigation. Considering the aforesaid factual matrix and nature of offence, the period of detention of applicant/ accused for the alleged offence and also other circumstances of this case, no purpose will be served by keeping applicant/accused in custody. **In these circumstances, applicant/ accused Pushpender S/o Sh. Mamraj, is admitted to bail on his furnishing personal bond and surety bond in the sum of Rs.15,000/- with one surety of like amount, subject to the satisfaction of concerned Court/ Ld. Link JMFC/ Ld. Duty JMFC.**

The bail is also subjected to following conditions :-

1. Accused will not threaten complainant and other prosecution witnesses.
2. Accused will not tamper with evidence collected by police.
3. Accused will not repeat the offence in future.
4. Accused will keep his mobile phone in switch on mode till the adjudication of the case and will furnish it in the personal bond. Similarly, surety will also keep his mobile phone in switch on mode till the adjudication of the case.

Order Dasti.

[Sheetal Chaudhary Pradhan]
ASJ-02, South-East/Saket/Delhi
08.06.2026 (vk)