

CNR No. DLWT010034792026

SC 171/2026

STATE Vs. VINAY MALHOTRA ALIAS SHIVAM AND ANR.

FIR no. 265/2025

PS Crime Branch-West Delhi

28.07.2026

This is an application u/s 483 of BNSS filed on behalf of the applicant/accused Vinay Malhotra for grant of interim bail.

Pr: Sh. Subhash Chauhan, Ld. Chief PP for the State.
Ld. Counsel for the applicant/accused.
SI Krishna Kumar in person

File perused. Heard.

Reply filed on behalf of the IO. Copy supplied. Arguments heard. Clarifications sought.

It is submitted by Ld. Counsel that accused/applicant is innocent and has been falsely implicated in the present false and frivolous case. It is further submitted that the wife of the applicant/accused is suffering from serious cardiac complication and is on ventilator life support. Ld. Counsel submits that the wife of the applicant needs sustained treatment and careful supervision. Ld. Counsel further submits that the support of husband is absolutely essential, for further treatment of wife. It is further submitted that the son of the applicant is also suffering from severe medical issues and is not in a position to take care of her mother, instead himself requires care, guidance and emotional support. It is further submitted that presence of the

Contd....

applicant/accused is required to ensure proper care, medical treatment and supervision of his wife & son. With these submissions, prayer is made for grant of interim bail.

On the other hand, Ld. Chief PP for the state has strongly opposed the present bail application of the applicant on the ground that the allegations against the accused are serious in nature. Ld. Chief PP further submitted that the total recovery in the present case is of commercial quantity and same attracts the bar u/s 37 of NDPS Act.

In the present case, on the basis of secret information, a raid was conducted at Shivam Medicos and 3360 Tramadol Capsules & 84 Codeine Syrup were recovered from the said Shivam Medicos. The accused/applicant is the owner of the Shivam Medicos & was accordingly arrested in the present case. The alleged recovery in the present case is of commercial quantity, hence, there is bar u/s 37 of the NDPS Act.

It is relevant to mention here that previous regular bail applications on behalf of the accused/applicant were dismissed on earlier occasion during the year 2026. It is further relevant to mention here that one interim bail application of the applicant was also dismissed vide order dated 20.03.2026. Moreover, on two occasions the petition for bail is also disposed off as dismissed on 13.02.2026 and 13.03.2026 by Hon'ble High Court of Delhi.

Contd....

The allegations against the accused/ applicant are serious in nature. Further, there is bar u/s 37 of NDPS Act as the contraband recovered in the present case is commercial one. Hence, considering the facts of the case and seriousness of the allegations against the applicant/accused, no ground is made out for grant of interim bail to the accused, at this stage. Accordingly, the present application is dismissed.

Nothing discussed herein-above shall have any bearing upon the merits of the case.

Copy of the order be given dasti, as prayed for. Copy of the order be also sent to the concerned Jail Superintendent for information.

(SATVIR SINGH LAMBA)
ASJ/SPECIAL JUDGE (NDPS),
WEST DISTRICT, DELHI/28.07.2026