

Bail Appln. No. 483/26
STATE VS. RAJESH KUMAR CHAUHAN
FIR No. 346/18
PS- NEB SARAI

07.04.2026

Present :- Sh. Jagdamba Pandey, Ld. Addl. PP for State.
Sh. Rajesh Arora, Sh. Gaayan Arora and Ms. Deepti
Sharma, Ld. Counsels for the applicant / accused.

This is an application u/s 483 BNSS for grant of regular bail moved on behalf of accused Rajesh Kumar Chauhan.

Reply filed by IO is already on record.

1.0 Ld. Counsel for the applicant / accused submitted that no eye witness was found at the spot or in the hospital and the FIR in the matter was registered after more than 3 ½ hours which creates a doubt in the story of the prosecution. It is further submitted that the accused is in JC since 01.08.2018 and it has been more than 7 ½ years of incarceration which would cause prejudice to the accused. It is submitted that the accused has no criminal antecedents. The trial is likely to take considerable time. The material witnesses have already been examined. It is submitted that earlier accused was released on interim bail and he has never misused the liberty granted to him. It is further submitted that the accused undertakes to abide by any condition imposed by the court, if released on bail. It is further submitted that no purpose would be served by prolonged incarceration of the accused.

1.1 Ld. Add. PP on the other hand opposed the bail application on the ground the offence committed by the accused is grave in nature.

//2//

2.0 As per record, the applicant / accused is facing trial for the offences punishable u/S 498A/34 and 302/304B IPC for the murder of his wife. It is alleged that a complaint was lodged by Renu (since deceased) against the accused and his family members at CAW Cell regarding harassment, torture and demand of dowry etc. It is also alleged that she had informed her parents about the harassment and beatings given to her by the accused. The offence committed by the accused is heinous in nature. The weapon of offence i.e., the knife is alleged to have been recovered at his instance. Prolonged incarceration alone is generally not a sufficient ground for granting bail in serious offences, as courts must weigh the accused's detention against the gravity of the offense, the statutory framework, and the likelihood of trial completion. Accordingly, **the bail application of accused Rajesh Kumar Chauhan is dismissed.**

The application is disposed off accordingly.

Copy of the order be given dasti.

(Ajay Garg)
Special Judge-NDPS/ASJ (South)
Saket Courts/07.04.2026