

15.01.2026

**Present:** Shri Dushyant Siwatch, Ld. Chief PP for the State.  
Shri Pankaj Srivastav, Sh. Nikita Chhetri, Sh. Aquib  
Zaman and Sh. Abdul Karim Saifi, Ld. Counsels for  
the applicant/accused.  
Inspector Ravi Kumar on behalf of IO in person.

The applicant/accused Sunita has moved the bail application under Section 483 BNSS for grant of bail.

During the course of arguments, it has been argued on behalf of counsel for applicant/accused that there is no incriminating evidence against the applicant/accused. It is further submitted that the applicant/accused was not even present at the spot on the day of incident i.e. 18.03.2023 and she had gone to her parental home at the time of occurrence of alleged incident. It is further submitted that in the absence of incriminating evidence to show that the applicant/accused was present at the place of incident or she had committed the offence. It is further submitted that no finger prints were found at the spot and the police had not recorded the statement of son of the applicant/accused in the present matter. It is further submitted that even the chance prints were also not lifted from the scene of crime by the Crime Team. It is further submitted that the allegation against the applicant/accused regarding the handing over of any key is entirely without any basis. It is further submitted that all the material witnesses have been examined in the present case and therefore, there is no possibility of the applicant/accused influencing or threatening any witness. It is further submitted

that the applicant/accused has been in judicial custody since 21.03.2023. It is further submitted that the applicant/accused is neither a previous convict nor a habitual offender. It is further submitted that the applicant/accused has deep root in the society. It is further submitted that the charge-sheet has already been filed in the present case. It is further submitted that trial will take considerable time. It is submitted that no other bail application on behalf of the applicant/accused is filed before any other forum. It is further submitted that no purpose would be served by keeping the accused behind bars and it is prayed that applicant/accused be granted bail.

Reply has been filed by the IO. Copy supplied.

The present application has been opposed by Ld. Ld. Chief PP for the State on the ground that the allegations against the applicant/accused are grave and serious in nature. It is further submitted that the applicant/accused and co-accused were not in constant touch with each other at the time of commission of murder and the murder of deceased was committed by the applicant/accused and the co-accused pursuant to criminal conspiracy. It is further submitted that the applicant/accused had gone to give the keys to co-accused Rajesh with whose help they entered the house and they both murdered the deceased Rajesh while he was sleeping. It is further submitted that the possibility of applicant/accused threatening or intimidating witnesses cannot be ruled out in the facts and circumstances of the case. Further, there are chances of fleeing away of applicant/accused from the process of law. Hence, it is prayed that present application be dismissed.

Arguments heard. Record perused. Considered.

Perusal of the record reflects that PW-3/Vikas, PW-6/Rohit and PW-8/Preeti during their deposition before the Court stated that their father had been murdered by co-accused Rajesh in connivance with their mother i.e. applicant/accused. PW-8/Preeti has stated that the applicant/accused and co-accused Rajesh had murdered their father pursuant to criminal conspiracy. It is further seen that the deceased Rajesh was 45 years of age and as per postmortem report, 37 injuries were found on the body of the deceased and cause of death was due to hammarrobage and shock consequent to multiple injuries. Further as per the postmortem report, all the injuries were caused by sharp edged weapon except injury no.7 which is caused by blunt force impact. As per the charge-sheet, the iron lock and three keys had been produced by the applicant/accused which were seized. During investigation, she stated that this was the same key which she had given to Rajesh with whose help he had entered the house and according to their plan, murdered her husband Rajesh. It is further alleged that as per the call details of both the accused persons, they were in regular contact with each other during the commission of offence. Further, the matter is at the stage of prosecution evidence. It is settled proposition of law that the evidence cannot be read in piecemeal and has to be read as a whole. The possibility of Applicant/ Accused absconding and threatening or intimidating the witnesses cannot be ruled out in the facts and circumstances of the case. Therefore, in view of the deposition of PW-3/Vikas, PW-6/Rohit and PW-8/Preeti (children of the deceased and the applicant/accused) before the Court, material available on record and considering the gravity of offence, I am not inclined to grant bail to the Applicant/accused

at this stage. Hence, bail application of the Applicant/accused is dismissed.

Nothing stated in the order shall tantamount to expression on merits of the case.

Copy of this order be given dasti to the Counsel for the Applicant and IO, as prayed for.

Copy of the order be sent to concerned Jail Superintendent for necessary information.

**(Gurmohina Kaur)**  
**ASJ-05/South-West District,**  
**Dwarka/ Delhi/15.01.2026**