

Bail Application No.394/2026  
State Vs. Gaurav Vij @ Gourav Vij  
FIR No.378/2025  
PS Hari Nagar  
U/s 304(2) BNS  
23.03.2026

Present : Ms. Suchitra Singh Chauhan, Ld.Addl. PP for the State.

Sh. Deepak Guglani, Ld. Counsel for the applicant/accused.

1. This is an application u/s 483 BNSS for grant of regular bail on behalf of applicant/accused *Gaurav Vij @ Gourav Vij*, shall be disposed of.

2. Reply to the bail application was filed, by virtue of which, the said application has been strongly opposed.

3. Ld. Counsel for applicant/accused has submitted that he is a respectable member of society; that he has been falsely implicated in the present case and the allegations levelled against them are totally false, frivolous and concocted due to which he has been languishing in JC since 23.12.2025; that complainant is abusing criminal process to harass applicant/accused and exert undue pressure; that the applicant/accused is a sole breadwinner of his family and has two minor daughters and there is no one to look after them as he is a divorcee; that the applicant/accused has no previous involvement; that investigation qua the applicant/accused is complete; that applicant/accused undertakes to fully cooperate with investigation agency and further undertakes not to abscond or tamper with evidence. Hence, a prayer is made on behalf of the applicant/accused for grant of regular bail.

4. Per contra, Ld. Addl. PP for the State has opposed the application by stating that allegations are serious in nature against the applicant/accused; that TIP proceedings qua case property has been successful; that the applicant/accused is a

habitual offender; that grant of bail at this stage would cause prejudice to the investigation and may enable tampering with evidence or influencing witnesses. Thus, it has been prayed that present bail application may be dismissed.

5. I have heard the arguments addressed on behalf of both the sides and perused the material available on record.

6. It is the case of the prosecution that on 19.11.2025, the complainant Radha Sharma lodged the above-mentioned FIR regarding the snatching of her chain. In the said case, accused Gaurav Vij @ Gourav Vij S/o Vinod Kumar was arrested a/w the case property. During investigation, the complainant has successfully identified the case property during the TIP proceedings, but TIP of accused proved to be successful. Besides the present case, the accused is involved in five other cases at PS Hari Nagar and also in cases registered at PS Malviya Nagar and PS Vikas Puri, Delhi.

7. At the outset, it is worthwhile to mention that allegations against the applicant are serious in nature, whereby the applicant/accused is stated to have committed snatching and the case property was recovered from him. However, this court cannot lose sight of the fact that investigation qua him is complete and charge sheet has been filed. Further, the offence alleged in the present case is a Magistrate triable offence, which is compoundable in nature.

Even otherwise, if allegations are presumed to be correct on the face of it at this stage, then too, the same are a matter of trial and veracity of the same is to be ascertained after evidence is led. Importantly, even though TIP of case property was successful, but TIP of applicant/accused had failed. Moreover, the applicant has remained in JC for 3 months now, so

in view of above discussion, no purpose would be served by keeping him in further custody, more so, as trial would take considerable time to culminate. Last but not the least, apprehension, if any, on behalf of State may be allayed by imposing strict conditions against the applicant/accused.

8. In view of above discussion, applicant/accused Gaurav Vij @ Gourav Vij is admitted to bail on furnishing bail bond in the sum of Rs.10,000/- with one surety of like amount to the satisfaction of Ld. JMFC concerned/Duty Ld. JMFC subject to the following conditions:

*1. that applicant shall appear before the concerned court on each and every date of hearing without fail.*

*2. that applicant shall neither contact the prosecution witnesses nor threaten/influence them in any manner whatsoever nor tamper with the evidence of the present case.*

*3. that accused/surety shall provide permanent address as well as phone number to the IO and shall intimate this court as well as to IO, by way of an affidavit, regarding change of their residential address, if any.*

*4. that applicant shall not commit any similar offence.*

9. It is clarified that in case the applicant is found violating any of the above conditions, then the same shall be a ground for cancellation of bail.

10. Nothing stated hereinabove shall tantamount to the expression of any opinion on the merits of the case.

Application is disposed of accordingly.

(VINEET KUMAR)  
ASJ-02/ WEST/ THC/DELHI  
23.03.2026