

**Bail Matters 456/2026**  
**STATE Vs. VINAY MALHOTRA ALIAS SHIVAM**  
**FIR no. 265/2025**  
**PS Crime Branch-West Delhi**

**20.03.2026**

Pr: Sh. Subhash Chauhan, Ld. Chief PP for the State.  
Ld. Counsel for the applicant/accused  
IO ASI Om Prakash with case file.

File perused. Heard.

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

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 17 years old son of the applicant/accused is suffering from Wind Swept Deformity, which requires continuous medical attention, regular follow up consultants with doctors and proper care. It is further submitted that the wife of the applicant is also suffering from cardiac ailment, for which she also requires regular medical monitoring, medication, and assistance in attending medical consultations. It is further submitted that in the absence of the applicant, wife of the applicant is unable to effectively manage both her own health

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condition and the special medical needs of their minor son. It is further submitted that presence of the 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 on 22.09.2025 at Shivam Medicos and 3360 Tramadol Capsules & 84 Codeine Syrup were recovered from the said Shivam Medicos and being the owner of the Shivam Medicos, applicant/accused was arrested. 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to mention here that two previous bail application on behalf of the accused/applicant was dismissed and one was withdrawn vide order dated 27.01.2026, 07.03.2026 and 30.01.2026 respectively. It is further relevant to mention here that two regular bail applications of the accused were also disposed off as dismissed as withdrawn from Hon'ble High Court of Delhi vide order dated 13.02.2026 and

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13.03.2026.

As per the report of IO, the medical documents of the wife and son of the accused were verified. As per the report of the concerned doctor, the medical condition of the wife of the accused was stable. Further as per the report of concerned doctor, the son of the accused was under treatment in the year 2022 and thereafter had stopped for follow up and discontinued the treatment. Perusal of the report reveals that there is no immediate urgency in the alleged undergoing treatment of the son as well as wife of the applicant. The investigation of the present case is yet to be completed.

The allegations against the accused/ applicant are serious in nature. 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/20.03.2026**