

IA No. 07/2026
State Vs. Gurtez Singh
FIR No. 154/2020
P. S : Special Cell

21.07.2026

This is an application u/s 439 Cr.PC filed on behalf of applicant/accused Gurtez Singh seeking interim bail for a period of four weeks on account of demise of the minor daughter of the applicant/ accused and for performing her last rites and subsequent religious ceremonies.

Present: Ms. Manisha Singh, Ld. Addl. PP for State.

Sh. Piyush Sachdev, Ld. Chief LADC for accused Gurtez Singh along with Smt.Jal Kaur, mother of the applicant.

Sh.Jasbir Singh, Additional DCP, South East District stated to be an earlier IO of the case through VC.

Insp.Chandan Kumar for IO through VC.

Reply of the interim bail application filed today. Copy supplied.

Ld. Counsel for the applicant has filed a fresh affidavit in support of the bail application submitting that there were some technical errors in the earlier filed affidavit. He has categorically stated that no bail application of the applicant has ever been dismissed on merits either by this court or by Hon'ble High Court of Delhi or Hon'ble Supreme Court of India. He upon instructions of the mother of the applicant has stated that the address of the applicant at Punjab is Ward No.3, Guru Teg Bahadur Nagar, Mansa, Punjab - 151505. He has submitted that although this

Contd...2.

application is filed under Section 439 Cr.PC but it may also be treated as under Section 483 BNSS.

Heard and record perused.

Ld. Counsel for the applicant has submitted that applicant is in custody in this case since 24.06.2020, his minor daughter Ms.Gurkirat Kaur aged about 15 years has unfortunately expired on 19.07.2026 due to decompensated chronic liver disease secondary to autoimmune hepatitis with hypersplenism and oesophageal varices, her cremation has already been done by the family members of the applicant, *asthi visarjan* is to be done tomorrow and the *Bhog/Antim Ardas* is to be done on 28.07.2026. He has submitted that apart from religious ceremonies, the presence of the applicant has become absolutely necessary to provide emotional support to his bereaved wife and his aged and ailing mother. It has further been submitted that the role of the applicant is vital not only for providing immediate care and support to his wife and mother but also for ensuring their physical and emotional well being during this time. He has further submitted that the present interim bail application has been filed only on humanitarian ground, he is pressing only for interim bail, he is not arguing on the merits of the case and has prayed that the applicant be released on interim bail for a period of 4 weeks. He has further submitted that one application for interim bail on humanitarian and medical grounds for treatment of the daughter of the applicant Ms.Gurkirat Kaur (who has now expired on 19.07.2026) was earlier filed by the applicant on 04.06.2026 which is fixed for 27.07.2026 and that he has instructions to withdraw the

IA No. 07/2026
State Vs. Gurtez Singh
FIR No. 154/2020
P. S : Special Cell

said interim bail application as in the meanwhile the said real daughter of the applicant has unfortunately expired on 19.07.2026.

Ld. Addl. PP for State has submitted that interim bail can be granted to the applicant on humanitarian grounds and that the factum of death of daughter of applicant on 19.07.2026 has been verified by ACP Rahul Kumar Singh, Special Cell, Delhi. She has submitted that interim bail may be granted only for a limited period of 15 days and stringent conditions may be imposed. Sh.Jasbir Singh, Addl. DCP, South East District and earlier IO of the case has *inter-alia* submitted through VC that stringent conditions including that the applicant will report to the local police station every day in the morning and evening during the time of interim bail may be imposed.

Ld. Counsel for the applicant has submitted that reporting to the local police station in the morning as well as in the evening would not be possible on the day of actual *Asthi Visarjan* as on that day the family including the applicant would visit Kiratpur Saheb.

As per record, charge under Section 13/18/20 UA(P)A and 25 Arms Act has already been framed against the applicant and matter is now fixed for PE.

The present interim bail application has been filed due to the unfortunate recent death of the minor daughter of the applicant on 19.07.2026. The factum of death of the minor daughter of the applicant on

19.07.2026 has been verified by PS:Special Cell and copy of affidavit of an official from Gaushala Mandir Sudhar Committee, Rambagh, Mansa, Punjab and affidavit of Smt.Gurjeet Kaur, Municipal Councillor, Ward No.3, Mansa, Punjab in that regard have been filed along with the said reply mentioning the date of death and cremation as 19.07.2026. Ld. Counsel for the applicant has stated that *asthi visarjan* is to be done tomorrow and the *Bhog/Antim Ardas* is to be done on 28.07.2026. He has also submitted that apart from religious ceremonies, the presence of the applicant has become absolutely necessary to provide emotional support to his bereaved wife and his aged and ailing mother. It has further been submitted that the role of the applicant is vital not only for providing immediate care and support to his wife and mother but also for ensuring their physical and emotional well being during this time. The present interim bail application has not been argued on merits but only on humanitarian grounds on account of recent death of minor daughter of the applicant. The applicant is stated to be in custody in this case since 24.06.2020. The grant of interim bail has also not been opposed by ld. Addl. PP for State subject to stringent conditions for a limited period of 15 days. **In view of the above said submissions, interest of justice and without commenting upon the merits of the case, the applicant/accused Gurtez Singh is admitted to interim bail for 15 days from the date of his release on furnishing a personal bond in the sum of Rs.25,000/- with two sound sureties of the like amount subject to the following conditions:**

IA No. 07/2026
State Vs. Gurtez Singh
FIR No. 154/2020
P. S : Special Cell

- a) The applicant shall be regular to appear before the court on each and every date of hearing and for any date of hearing during the period of interim bail, he may also appear through VC.
- b) The applicant/accused shall not commit any similar offence or any offence while on interim bail.
- c) The applicant/accused shall not make any inducement, threat or promise to any witness or person acquainted with the facts of the present case and shall not try to tamper with any evidence.
- d) The applicant/accused shall not misuse the liberty of interim bail in any manner and shall not flee from justice.
- e) The applicant/accused shall not leave India without the prior permission of the Trial Court.
- f) The applicant shall furnish his address and mobile number during the period of interim bail on affidavit to the court as well as to the IO concerned within 2 days of his release from custody. The applicant shall not change his said address or mobile number during the interim bail without prior intimation to the court as well as to the IO.
- g) The applicant shall not seek for extension of interim bail on any ground whatsoever and shall surrender before the concerned Jail Superintendent on expiry of period of interim bail.
- h) The applicant is directed not to give any interview or hold any press conference or address media. The applicant is also directed not to post anything on any social media/e-media platform related to the case.

- i) The applicant is directed to report to the local police station every day at sharp 10.00 a.m. and 06.00 p.m. during the period of interim bail except on the above said day of *Asthi Visarjan*.
- j) In case it is established that the applicant has violated the conditions of interim bail, the interim bail granted to the applicant shall stand cancelled forthwith.

The present interim bail application is disposed of accordingly.

The earlier filed interim bail application no.2238 of the applicant received on 04.06.2026 in the court and pending for 27.07.2026 is dismissed as withdrawn in view of the above mentioned submissions of Id.Counsel for the applicant. The said earlier filed interim bail application may be attached with the present application.

Copy of this order be given dasti and be also sent to the concerned Jail Superintendent for necessary information.

**(Amit Bansal)
Additional Sessions Judge-02
NDD/PHC/New Delhi
21.07.2026**