

20.01.2026.

Present: Ms. Kamaljeet Kaur, Ld. Sub. Addl. PP for the State.
SI Durgesh in person.
Sh. Mohit Kumar, Ld. Counsel for the
applicant/accused.

The present bail application U/Sec.483 BNSS has been moved on behalf of applicant/accused Priyavart @ Kala for grant of bail.

Reply filed by IO. Copy supplied.

During the course of arguments, it has been submitted on behalf of counsel for applicant/accused that applicant/accused has been in JC since 05.04.2021. It has been further submitted that he has been falsely implicated in the present case and the charge-sheet has already been filed. It has been further submitted that the co-accused Neeraj and Rahul @ Marodia were already granted bail in the present matter. It has been further submitted that nothing has been recovered from the possession of the applicant/accused and the material witnesses have already been examined. It has been further submitted that the investigation in the present matter is complete and the applicant/accused is no more required for further investigation, hence, no useful purpose would be served by keeping the applicant/accused behind bars. It is further submitted that the trial will take considerable time. It is further submitted that no other bail application qua the applicant/accused is pending before any other forum. It is further submitted that the applicant/accused is

ready to abide by the terms and conditions, at the time of grant of bail. Hence, it is prayed that applicant/accused be granted bail.

Reply has been filed by the IO. Copy supplied.

The present application has been vehemently opposed by Ld. Addl.Sub.PP for the State on the ground that the allegations against the applicant/accused are serious and grave in nature. It has been further submitted that the applicant/accused is not only a participant but also an active conspirator and executor in the brutal murder of deceased Naresh @ Karne who had been shot multiple times inside his own house on 21.02.2021. It has been further submitted that there is prima facie evidence against the applicant/accused in form of ocular, medical and electronic evidence. It has been further submitted that as per the CCTV footage collected during the investigation, the applicant/accused alongwith other accomplices had arrived at the spot with the intention to commit the murder. It is further submitted that the possibility of Applicant/Accused absconding and threatening or intimidating the witnesses cannot be ruled out. It is further submitted that the applicant/accused may also abscond to avoid the legal process if granted bail. Hence, it is prayed that present application moved on behalf of the applicant/accused be dismissed.

Arguments heard. Record perused. Considered.

Perusal of the record reflects that there are serious and grave allegations against the applicant/accused. It is seen that the FSL result qua the CCTV Footage is still awaited and the matter is still at the initial stage of trial. As per the report of the IO, applicant/accused alongwith other co-accused are involved in the brutal murder of deceased Naresh @ Karne pursuant to

criminal conspiracy in which the applicant/accused was active participant. It is settled proposition of law that the evidence cannot be read in piecemeal and it must be read in whole. It is further seen that as per the postmortem report of deceased, 34 firearm exit wounds were present on the dead body of the deceased at the time of postmortem. The manner in which the deceased was murdered is extremely gruesome in nature. It is further seen that the matter is at the stage of prosecution evidence and the material witnesses are yet to be examined. FSL qua CCTV footage is still awaited. 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 afore-said facts and circumstances and in view of the gravity of offence, I am not inclined to grant bail to the Applicant/accused at this stage. Hence, bail application moved on behalf of the Applicant/accused for grant of bail is hereby 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 Courts/New Delhi
20.01.2026