

**Bail Application No. 63/2026
FIR No. 80105169/2025
PS: Ranjit Nagar
U/s 305/331(3) of the BNS
State Vs. Khushi**

14.01.2026

Present: Shri Nishant Kumar, Ld. Addl. P.P. for the State.
Mr. Pradeep Teotia, Mr. Ikrar Siddiqui and Mr. H.S. Gulati,
Ld. Counsel for the applicant/ accused Khushi.
IO/ SI Sunil in person.

This is an application for grant of bail moved on behalf of
the applicant/ accused Khushi.

Reply to the bail application has already been filed by the
IO.

Arguments on the bail application heard.

The version of the prosecution is that on 05.11.2025 a
burglary took place at the residence of the complainant while she was
not present at her house at South Patel Nagar, Delhi and an amount of
Rs. 4-5 Lacs in cash, 60 – 65 tolas of gold jewellery and around 20-25
kilograms of silver articles were stolen from her house. FIR was
registered for the offences under section 305/331(3) of the BNS.

IO has submitted that investigation revealed that theft in the
house of the complainant was committed by one Saddam and Tanzim Ali
@ Chandu and both of them are absconding. It has been further stated

that the applicant/ accused Khushi is the wife of accused Tanzim Ali @ Chandu and four silver bangles, five silver rings and one silver bracelet have been recovered from her house.

Ld. Counsel for the applicant/ accused has submitted that the applicant/ accused has been falsely implicated in the present case. It has been further submitted that the alleged recovery has been planted upon the applicant/ accused. It has been further submitted that notice under section 35(3) of the BNSS to the applicant/ accused and the applicant/ accused had joined investigation voluntarily and had denied her involvement in the present offence. It has been further submitted that the applicant/ accused has clean antecedents. It has been further submitted that the applicant/ accused is in custody since 31.12.2025 and even her police custody remand has been taken and now she is no longer required for investigation. He has, accordingly, prayed for grant of bail.

On the other hand, Ld. Addl. P.P for the State assisted by the IO has submitted that there are grave and serious allegations against the applicant/ accused of commission of theft in the house of the complainant by Saddam and Tanzim Ali @ Chandu after committing house breaking. It has been further submitted that as per the available CCTV footage, immediately after the incident, on 06.11.2025, the present applicant/ accused was found present along with her husband at Kaliyar. It has been further submitted four silver bangles, five silver rings and one silver bracelet have been recovered from her house. It has been further submitted that the matter is at the initial stage of

investigation. He has, accordingly, prayed for dismissal of the bail application.

As of now no material has been collected on the basis of which it can be inferred that the applicant/ accused had actually committed house breaking, trespassed into the house of the complainant and had committed the theft in question. All these allegations are primarily directed against the husband of the applicant/ accused. It has been further alleged that the recovery of some stolen property has been effected from the house of the applicant/ accused. It is trite that the accused Tanzim Ali @ Chandu is the husband of the present applicant/ accused and has access to the aforesaid house. Similarly if on the day after the incident if the applicant/ accused was seen in the company of her husband that cannot be said to be unusual. It is seen that pursuant to notice given to the applicant/ accused, she had joined investigation and afterwards even her police custody remand was taken. The applicant/ accused is a lady, she is no longer required in investigation, she is in custody since 31.12.2025 and no previous involvement has been shown.

Considering the facts and circumstances of the case, the applicant/ accused Khushi is ordered to be admitted to regular bail on furnishing a personal bond in the sum of Rs. 25,000/- with one surety in the like amount to the satisfaction of concerned Ld. ACJM/Ld. JMFC/Ld. Duty JMFC, subject to the following conditions:

- (i) she shall attend the Court in accordance with the conditions of the bond executed;

- (ii) she shall not commit any similar criminal offence;
- (iii) she shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the court or otherwise tamper with the evidence;
- (iv) in case of change of her address she shall promptly inform the Court/ concerned Police Station.

The present bail application of the applicant/ accused Khushi is accordingly allowed.

Nothing stated herein shall amount to an expression of opinion on the merits of the case.

Copy of the order be given Dasti and a copy of the same be also sent to the Jail Superintendent for information of the applicant/ accused.

(Dr. Saurabh Kulshreshtha)
ASJ-03, West/THC/Delhi
14.01.2026