

25 Cr Cases 469/2026
STATE Vs. MR JESSE STEPHEN COLLINS
842/2025 (IGI Airport)

27.02.2026

Present: Sh. Lalan Kumar, Ld. Addl. PP for the State.
Sh. S. C. Sagar and Sh. Naeem Ahmad, Ld. Counsel for
the accused.

Hon'ble Delhi High Court in Crl. M.C. No. 1418/2025 dated 06.08.2025, in a similar case quashed the proceedings u/s 42(3)(d) of Telecommunication Act on the ground that there was no conscious possession of the GPS device. It was further held that the provision of Section 42(3)(d) of Telecommunication Act is aimed at preventing possession or deployment of functioning equipment that is used or capable of being used to transmit or receive signals without authority. It was further held that the GPS device was incapable of operating as radio equipment at the relevant time and hence, it was held that offence u/s 42(3)(d) of Telecommunication Act is not made out. The court also noted the fact that the said device was never used in India and has no valid subscription plan in India. The present case is similarly situated and the facts are identical. Therefore, considering the unconscious possession of the device and the fact that the device was not capable of being used as radio device nor the said device used in India, no offence u/s 42(3)(d) of Telecommunication Act is made out.

Accordingly, accused Mr Jesse Stephen Collins is discharged.

Bail bonds, if any, be cancelled. Surety, if any, be discharged.
Original documents, if any, be returned to the rightful claimant.

File be consigned to record room after due compliance.

Copy of this order be given dasti.

(PRANAV JOSHI)
ACJM-01/PHC/NDD
27.02.2026