

Bail Matters 439/2026
State Of Delhi Vs. Wasim
FIR no. 156/2026
U/s 109(1)/118(1)/3(5) BNS
PS Chandni Mahal

10.03.2026

This is an application u/s 483 of the BNSS for grant of regular bail filed on behalf of the accused Wasim.

Present: Sh. Parvesh Ranga, Ld. Addl. PP for the State.

Mohd. Afreen Complainant/ injured along with injured Mohd. Arif(on wheelchair) and Ld. counsel Sh. Sanjay Kumar.

Sh. Mohit Bhardwaj, ld. counsel for the accused/ applicant.

Arguments heard.

It is submitted by ld. Counsel for the accused/ applicant that the accused/ applicant has been falsely implicated in the present case and is in JC since 25.02.2026 It is further submitted that no bail application of either the accused/ applicant or of any co-accused person is pending before Hon'ble High Court of Delhi or Hon'ble Supreme Court of India. It is submitted that there is nothing to connect the accused/ applicant with the offence in question. It is submitted that the accused/ applicant is in fact, a victim as he was brutally beaten up using key of scooty and a piece of glass by Arif, his brother in law, his father in law, Sajid and their associates. It is submitted that after the intervention of the hospital staff, the applicant /accused and his mother locked themselves up in a room but the glass of the door was broken and they were brutally beaten, whereafter, his mother made a phone call to his son Fahim. It is submitted that the accused/ applicant belongs to a poor strata of the society and his family has come on the verge of starvation, in his absence. It is submitted that the accused is not a flight risk and the witnesses cannot be influenced. It is submitted that no role of the accused/ applicant has been mentioned in the FIR or in the reply filed by the IO. No purpose shall be served by keeping him

behind bars. It has been prayed that the application be allowed and the accused/applicant be released on bail.

Per contra, Id. Addl. PP for the State assisted by Id. counsel for the complainant has opposed the bail application citing the seriousness of the allegations and gravity of the offence. It is submitted that the accused/applicant played a pivotal role in the commission of the offence. It is submitted that there are clinching evidence against the accused/applicant and if enlarge on bail, he may threaten the witnesses. It is prayed that the bail application be dismissed.

Considered.

At the outset, it is observed that neither an FIR is not an encyclopedia of events nor the reply to the bail application is the final opinion of the police. The complainant before the court has categorically stated that he along with his son Mohd. Arif and relative Sajid was brutally beaten up/ stabbed by the accused/ applicant and other co-accused persons. As per the reply, the weapon of offence i.e. three knives including two button-actuated ones were recovered from the house of co-accused Mohd. Ali. As per the reply, injured Arif is bed ridden and that the CCTV footage of the medical Centre corroborates the version of the complainant. The investigations are at initial stage and keeping in view the nature of relations between the party, the possibility of threatening the witnesses cannot be ruled out.

As such, in view of the overall facts and circumstances of the case, in particular, the nature of allegations, injuries inflicted the injured persons role assigned and stage of the proceedings, I find no merits in the present application and the same is hereby disposed off as dismissed.

Dasti to all concerned.

(Bhupinder Singh)
ASJ-05, Central District
Tis Hazari Courts, Delhi
10.03.2026