

**IN THE COURT OF MS. NISHA SAHAY SAXENA
PRINCIPAL DISTRICT & SESSIONS JUDGE :
NORTH-WEST : ROHINI COURTS : DELHI.**

CNR No. DLNW01-013199-2025
SC No. 845/2025
State Vs. Rajeshwari Rani etc
FIR No. 387/2025
PS : Shalimar Bagh
U/s 109(1)/127 (2)/238(C)/3(5) BNS
25/27 Arms Act

(Order on bail application of accused Nishant @ Nishu)

30.05.2026

This is an application u/s 483 BNSS for grant of bail moved on behalf of the applicant / accused Nishant @ Nishu. Reply to the said application has already been filed by SI Abhay

Arguments have been addressed by Sh. P. K. Samadhiya, Ld Additional Public Prosecutor for State and Sh. Sidharth Soni, Ld. counsel for accused.

The case of the prosecution is that on 23.06.2025, a PCR call regarding a gunshot injury was received at Police Station Shalimar Bagh, upon which the police reached the spot i.e. H.No. 296, 5th Floor, Ambedkar Nagar, Haiderpur, where blood and two empty cartridges were found and it was revealed that injured Yavinder had sustained a firearm injury. On being inquired, it was revealed that applicant / accused Nishant @ Nishu had fired upon the victim and that the co-accused Rajeshwari Rani took the firearm from accused Nishant @ Nishu and concealed it under the sofa inside her house; the weapon was later on recovered at her instance; CCTV DVR was also

recovered at the instance of accused Rajeshwari. The said CCTV footage clearly shows applicant / accused Nishant firing, co-accused Rajeshwari holding the pistol, co-accused Vikas taking the pistol from her, accused persons confining the injured inside the room and attempting to facilitate escape of accused Nishant.

Bail has been sought on behalf of the applicant/accused Nishant @ Nishu on the ground that he is in JC since 18.08.2025 and has been implicated in the present case on the basis of disclosure statement made by accused Rajeshwari Rani. It is further submitted that the weapon of offence was also recovered at the instance of accused Rajeshwari Rani, who has already been granted bail by this court vide order dated 15.04.2026.

Ld. counsel for applicant / accused has submitted that the matter has been settled between complainant and the accused. Complainant Yavinder, who appeared before the court on 08.04.2026 has acknowledged the factum of compromise.

On the contrary, Ld. Prosecutor has opposed the bail application submitting that the role assigned to the accused Rajeshwari Rani is totally different from the role assigned to the present applicant / accused Nishant @ Nishu. It is further submitted that even during investigation, applicant / accused evaded his arrest and was arrested in the present case only after he was arrested by Special Cell, Janakpuri in case FIR No. 216/2025. Applicant / accused is also involved in another case bearing FIR No. 44/2019, u/s 302/34 IPC & 25/27 Arms Act. It is further submitted that there is every likelihood of the applicant / accused fleeing from justice and he tampering with the prosecution witnesses.

Seeing the gravity of the offence allegedly committed by the applicant / accused, the fact that the charge is yet to be framed and material witnesses are yet to be examined, and the fact the role assigned to the applicant / accused Nishan @ Nishu is different from the role assigned to other accused persons, I am not inclined to grant bail to the applicant / accused Nishant @ Nishu. Accordingly, the present bail application is dismissed.

Copy of this order be sent to the concerned Jail Superintendent for being conveyed to the applicant / accused. As prayed, a copy of this order be given dasti to Ld. counsel for applicant / accused.

Now to come up on the date already fixed i.e. 11.06.2026 for arguments on charge.

(Nisha Sahay Saxena)
Principal District & Sessions Judge (NW)
Rohini Courts, Delhi (k)