

Bail Application No. 1974/ of 2026
State v. Rajat
FIR No. 198/26
U/s 308(4)/61(2) BNS
P.S. Laxmi Nagar (investigated by Special Cell)

12.08.2026

Present : Sh. Mukul Kumar, Ld. Addl. PP for the state.

Sh. Dhankar, Ld. Counsel for the applicant.

IO in person.

Application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023
for grant of regular bail.

1. BRIEF:

- 1.1. FIR No. 198/26 dated 18.06.2026 was registered under Section 308(4) of the Bharatiya Nyaya Sanhita, 2023 at P.S. Laxmi Nagar and is being investigated by the Special Cell. Section 61(2) BNS was added during the course of investigation.
- 1.2. The applicant Rajat S/o Sh. Bhagwan Das is presently in judicial custody since 25.06.2026 after a three-day police custody remand was granted.
- 1.3. The earlier application under Section 480 BNSS seeking bail was dismissed by the learned JMFC-06, Patiala House Courts, New Delhi vide order dated 04.08.2026.
- 1.4. The present application under Section 483 BNSS has been filed seeking regular bail mainly on the ground of parity with co-accused

Sapna Jain who was enlarged on bail by the learned JMFC-02 on 13.07.2026.

- 1.5. As per the record, the complainant Sachin Jain received an extortion call on 14.06.2026 from a United States number demanding a sum of Rs. 50 lakhs in the name of Gogi Gang. The investigation linked the said call through IPDR analysis to the mobile number standing in the name of the applicant. Mobile phones of the applicant were seized and were found to contain chats with co-accused Sapna and one Meeta.
- 1.6. The charge-sheet has not been filed and the investigation is still pending.

2. SUBMISSIONS OF LD. COUNSEL FOR APPLICANT / ACCUSED:

- 2.1. It is submitted that the applicant has been falsely implicated in the present case and has been in judicial custody since 25.06.2026.
- 2.2. Nothing has been recovered from or at the instance of the applicant which could connect him with the commission of the alleged offence.
- 2.3. Co-accused Sapna Jain has already been granted bail on 13.07.2026 and therefore the applicant is also entitled to bail on the ground of parity.
- 2.4. The applicant is a young person of about 30 years of age. He has clean antecedents as the previous cases against him ended in acquittal. He has fixed roots in society at the given address and is the only support of his aged parents.
- 2.5. The applicant undertakes to join the investigation as and when directed and to appear before this Court on every date of hearing. He further undertakes to abide by all conditions that may be imposed by this Court while granting bail.

3. SUBMISSIONS OF LD. ADDL. PP FOR STATE:

- 3.1. The learned Additional Public Prosecutor has opposed the bail application.
- 3.2. As per the status report filed by the Investigating Officer of the Special Cell, the extortion call received by the complainant was traced through IPDR analysis of the complainant's Wi-Fi to the mobile number standing in the name of the applicant.
- 3.3. During interrogation the applicant disclosed that he had shared the personal and family details of the complainant with one Meeta, stated to be associated with the Gogi Gang and based in the United States, at the instance of co-accused Sapna.
- 3.4. The mobile phones of the applicant were seized and were found to contain incriminating chats. Section 61(2) BNS was accordingly added.
- 3.5. It is contended that the role of the applicant is active and deliberate. The investigation is still at a nascent stage. Forensic examination of the seized electronic devices is pending. There is likelihood of tampering with electronic evidence, influencing of witnesses and absconding in view of the overseas links already revealed.
- 3.6. The gravity of the offence and the previous involvement of the applicant are pressed as grounds for rejecting the bail.

4. OBSERVATIONS AND FINDINGS:

- 4.1. Prima facie the material collected during investigation attributes to the applicant the role of sharing the personal and family details of the complainant with an overseas associate linked to the named gang. The

attribution rests on electronic evidence and the disclosure statement of the applicant himself.

- 4.2. Co-accused Sapna Jain, at whose instance the details are stated to have been shared and who was also arrested on the basis of the disclosure of the present applicant, has already been enlarged on bail by the learned JMFC-02 vide order dated 13.07.2026. In that order the learned Magistrate noted that the investigation qua Sapna had been completed, her custodial interrogation was not required, and the offence is punishable with imprisonment up to seven years.
- 4.3. The principle of parity applies when the roles of the accused persons are comparable and the stage of investigation is the same. Although the learned JMFC in the order dated 04.08.2026 distinguished the roles of the two accused, both stand on a similar footing as facilitators of information that is alleged to have led to the extortion call. Further custody of the present applicant is not shown to be necessary for the purpose of investigation at this stage.
- 4.4. The triple test stands satisfied. There is no material on record to indicate a likelihood of absconding beyond the overseas contact already disclosed. The electronic devices have already been seized. The applicant has fixed roots in society at the address given in the application.
- 4.5. The offence alleged is punishable with imprisonment up to seven years. No special statutory bar operates against the grant of bail.
- 4.6. The previous cases mentioned in the affidavit of the perokar are stated to have ended in acquittal.

4.7. The investigation is still pending and the charge-sheet has not yet been filed.

4.8. Accordingly, this Court is of the view that the applicant is entitled to be enlarged on bail on the ground of parity with co-accused Sapna Jain, subject to the same terms and conditions on which the said co-accused was enlarged.

5. FINAL ORDER / OPERATIVE PART:

5.1. The application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 is **allowed**.

5.2. The applicant Rajat is admitted to bail subject to his furnishing a personal bond in the sum of Rs. 15,000/- with one surety of the like amount to the satisfaction of the concerned Court or Jail Authority, subject to the following conditions:

- a) The accused shall not directly or indirectly make any inducement or threat to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
- b) The accused shall not commit any offence while remaining on bail.
- c) That in case of change of his residential address, he shall intimate the Court about the same.
- d) That he shall regularly appear before the concerned Court on each and every date of hearing.
- e) The accused shall not leave the country without prior permission of the Court.

- 5.3. Liberty is reserved to the State to move an application for cancellation of bail in the event of any breach of the above conditions or on any other valid ground.
- 5.4. Nothing stated in this order shall be construed as an expression of opinion on the merits of the case.
- 5.5. A copy of this order be sent to the Jail Superintendent concerned for compliance and for information to the applicant.

(SAURABH PARTAP SINGH LALER)
ASJ-03/New Delhi District
PHC / New Delhi / 12.08.2026