

8 Bail Matters 1609/2025
STATE Vs. BISHNU GIRI
FIR No.220/2025
PS: (Janak Puri)

15.09.2025

Present: Shri Dushyant Siwatch, Ld. Chief Prosecutor
for the State.
Sh. Shekhar Nanavty, Ld. Counsel for
applicant/accused.

This is the second bail application U/Sec.483 of BNSS moved on behalf of applicant/accused Bishnu Giri for grant of bail.

Reply has already been filed in the present matter.

Arguments heard.

It is submitted by Ld. Counsel for the applicant/accused that the applicant/accused has been falsely implicated in the present case. It is further submitted that that charge-sheet has been filed in the present case and the applicant/accused has been in JC since 07.06.2025 and he is no more required for further investigation. It is further submitted that the complainant and his family members due to personal animosity falsely implicated the applicant/accused in the criminal case. It is further submitted that the applicant/accused is 25 years of age and only earning member in the family and his family has no other source of income. It is further submitted that the injured in the present matter has already been discharged from the hospital on 13.06.2025. It is further submitted that the applicant/accused is ready to abide the conditions if he is released on bail.

Per-contra, the present application has been opposed on behalf of Ld. Chief PP for the State on the ground that the

allegations the applicant/accused are serious in nature. It is further submitted that the applicant/accused had stabbed the victim on his vital part. It is further submitted that the applicant/accused may threaten or intimidate the witnesses if he is released on bail. Hence, it is prayed that the applicant/accused may not be granted bail.

Arguments heard. Record perused.

It is seen that the investigation in the present matter is already complete and the charge-sheet has already been filed in the present case. Trial will take considerable time. Considering the afore-said circumstances, no useful purpose would be served by keeping the applicant/accused behind bars. Hence, the applicant/accused is granted bail on furnishing of personal bond in the sum of Rs. 30,000/- with one surety of like amount to the satisfaction of Court and subject to following condition :-

- a) Applicant/Accused will report to the IO/SHO on first Monday of every month after being released on bail till filing of supplementary charge-sheet qua her before Ld. Trial Court.
- b) Applicant shall appear before the Ld. Trial Court as and when the matter is taken up for hearing.
- c) Applicant shall not indulge in any criminal activity and shall not communicate with or come in contact with the witnesses or any family members of the witnesses.
- d) Applicant shall surrender his passport before the Ld. Trial Court at the time of furnishing of bail bonds and not leave the country without the prior permission of the Ld. Trial Court.

Applicant/accused shall furnish bail bond in terms of judgment passed by Hon'ble Delhi High Court in CrI.M.C.5328/2013 titled Sunil Tyagi Vs. Govt. of NCT of Delhi. Accordingly, the present application U/s 439 Cr.P.C seeking grant

of regular bail filed on behalf of applicant/accused is allowed.

Nothing expressed hereinabove shall tantamount to any opinion on merits of this case.

Hard copy of the order be sent to concerned Jail Superintendent through Dak Dispatch and Soft copy be also e-mailed in terms of judgment of Hon'ble Supreme Court in case titled SMWP (Crl.) No.4/2021 in Re Policy Strategy for grant of bail vs. Mr. Gaurav Agrawal, Adv. Amicus Curiae.

Copy of order be also given dasti to Ld. counsel for applicant and IO, as prayed for.

Trial Court Record be sent back to Ld. Trial Court with copy of this order for necessary information and compliance.

(Gurmohina Kaur)
ASJ-05/South-West District,
Dwarka/ Delhi/15.09.2025