

19.02.2026

Present: Sh. Mukul Kumar, Ld. Addl. PP for the State.
Sh. Vaibhav Kumar and Sh. Vishal Mishra, Ld. Counsels for the
applicant/accused.
Sh. Gauravjeet Narvan, Ld. Counsel for DMRC along with
IO SI Krishan Kumar (NP).

1. The present order shall dispose of the bail application moved on behalf of the accused/applicant Azeem in the above-mentioned FIR, seeking grant of regular bail.
2. Reply to the bail application already filed by the IO. Arguments heard. Record perused.
3. As per the prosecution case, the accused is alleged to have been involved in the commission of the offence in question, which was executed during late night hours. The investigation, as reflected from the record, reveals that the incident occurred around midnight.
4. The material collected during investigation prima facie discloses that:
 - (a) The Call Detail Records (CDR) of the accused place him at or in close proximity to the spot of occurrence at the relevant time, i.e., around midnight.
 - (b) Stolen copper cable recovered at the instance of and from the possession of the accused.
 - (c) The CCTV footage obtained from the vicinity shows a car fitted with a ladder, which, according to the prosecution, corresponds to the vehicle

linked with the accused and is stated to have been used in the commission of the offence.

5. At the stage of consideration of bail, this Court is not required to conduct a meticulous appreciation of evidence; however, it must assess whether a prima facie case is made out and whether the material collected discloses reasonable grounds for believing that the accused has committed the offence.
6. In the present case, the CDR analysis is a significant circumstance. The CDR indicates the presence of the accused at the spot of occurrence at the relevant time, i.e., around midnight. The defence has not been able to demonstrate, at this stage, any apparent discrepancy in the said data so as to discredit its evidentiary value for the limited purpose of bail consideration.
7. Further, the recovery effected from the accused assumes considerable importance. The articles allegedly recovered are directly connected with the offence under investigation. The recovery having been effected pursuant to disclosure and from the possession of the accused lends corroboration to the prosecution version at this preliminary stage.
8. Additionally, the CCTV footage depicting a car with a ladder in the vicinity of the crime scene around the relevant time constitutes an incriminating circumstance. The presence of such visual evidence, coupled with the CDR location and recovery, creates a chain of circumstances which cannot be lightly brushed aside at the stage of bail.
9. The allegations against the accused are serious in nature. The manner of commission, the timing of the offence, and the material collected thus far disclose active involvement of the accused.
10. It is a settled principle that while liberty of an individual is of paramount importance, the same must be balanced against the interest of society and the need for a fair and unhindered investigation/trial. Where prima facie material

connects the accused with the commission of a serious offence, the discretion to grant bail must be exercised cautiously.

11. In view of the gravity of the allegations, the prima facie material on record including:

- (a) The CDR placing the accused at the spot at midnight,
- (b) The recovery effected from the accused, and
- (c) The CCTV footage showing the car with a ladder allegedly linked to the accused,

this Court is of the considered opinion that no ground is made out for grant of bail at this stage.

12. Accordingly, the bail application filed by the accused Azeem is dismissed. The present application is disposed off accordingly.

13. Nothing stated herein shall be construed as an expression on the merits of the case during trial.

14. Copy of this order be given dasti to Ld. Counsel for applicants/accused person and in compliance of Sanjay Singh Vs. State (Govt. of NCT of Delhi), Writ Petition Criminal no. 974/22, copy of this order be also sent to the concerned Jail Superintendent to convey the order to the inmate.

(Saurabh Partap Singh Laler)
ASJ-05, New Delhi District
Patiala House Courts, New Delhi
19.02.2026