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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.A. 1734/2025 & CRL.M.(BAIL) 2549/2025, CRL.M.(BAIL) 660/2026**

HEMRAJ @ VICKY

.....Appellant

Through: Mr. Dinesh Malik (DHCLSC) with
Mr. Puneet Jain, Adv.

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Ritesh Kumar Bahri, APP with
Ms. Divya Yadav, Adv.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MADHU JAIN

ORDER

% **29.04.2026**

1. This hearing has been done through hybrid mode.

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2. The present application has been filed by the Appellant under Section 430 of the Bharatiya Nagrik Suraksha Sanhita, 2023 seeking interim bail for a period of three months on the ground of his medical conditions and due to the long period of incarceration undergone.

3. The Appellant has been convicted *vide* impugned judgement dated 23rd August, 2024 passed by the Id. ADJ-04, (West District), Tis Hazari Court, in **Sessions Case No. 56026/2016** arising out of **FIR No. 1476/2014** registered at P.S. Rajouri Gardens for offence punishable under Section 302 of IPC. Accordingly, *vide* order on sentence dated 29th August, 2025 the Appellant has been sentenced rigorous imprisonment for life and fine of Rs. 5,00,000/-.

4. This application was considered on 1st April, 2026, on which date the Court had called for the medical report as also the latest nominal roll of the Appellant from the concerned Jail Superintendent.



5. The Court has seen the medical report dated 17th April, 2026 received from the Senior Medical Officer, Central Jail-10, Rohini which is extracted hereunder:

“xxx xxx xxx

It is submitted that, as per available medical records, the aforementioned inmate/patient is a known case of pain abdomen diagnosed as Cholelithiasis (Gallstone disease) for which he is under regular follow up and treatment from Dr. BSA Hospital, and from Jail Duty Doctors CJ-10 dispensary.

Inmate/patient was, sent to Department of surgery, Dr. BSA Hospital in view of his complaint of pain abdomen whereby after conducting US whole abdomen, the inmate/patient was diagnosed as a case of Cholelithiasis and Grade I fatty liver. The inmate/patient was prescribed appropriate medications by the treating Surgeon. The inmate/patient is under follow up with on duty doctors of jail dispensary and last reported to OPD at jail dispensary on 29.01.2026 with complaint of pain abdomen with bleeding per rectum. The inmate/patient was advised medications as prescribed by the concerned doctor of Dr. BSA Hospital. The inmate/patient did not report to the OPD since then.”

6. Further, the latest nominal roll dated 20th April, 2026 has also been perused which shows that the Appellant has been in custody for almost nine and half years including the undertrial period. He was last released on bail during the COVID-19 period and his jail conduct in the last one year has been satisfactory.

7. Considering the above facts including the age of the Appellant and the necessity of maintaining societal and familial ties, the Appellant is released on interim bail for a period of 30 days from the date of release subject to the following conditions:



- i. The Appellant shall be released upon furnishing a personal bond for a sum of Rs.20,000/-, with a surety of the like amount, to the satisfaction of the Trial Court/ Link Court;
 - ii. The Appellant shall not leave the country without prior permission of this Court;
 - iii. The Appellant shall provide his address and mobile number to the concerned SHO, Rajouri Garden and intimate about change in the address and number, if any;
 - iv. The Appellant shall not, directly or indirectly, contact the family members of the deceased in any manner;
 - v. The Appellant shall not indulge in any criminal activity and upon any such activity being discovered or indulged into, the present interim bail shall automatically stand cancelled;
 - vi. The Appellant shall surrender forthwith before the concerned Jail Superintendent upon expiry of the period of interim bail.
8. The application is disposed of in the above terms.
9. A copy of this order be communicated to the concerned Jail Superintendent for necessary information and compliance.
10. Order be uploaded on the website of this Court *forthwith*.
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11. List on 24th August, 2026.

PRATHIBA M. SINGH, J.

MADHU JAIN, J.

APRIL 29, 2026

Rahul/msh