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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

CNR No. DLHC010273012026

+ **BAIL APPLN. 2417/2026**

JAKIR HUSSAIN ALIAS SHAHID

.....Petitioner

Through: Mr. Rustam Kuraishi, Ms. Renu, Mr.
Avinash Kumar, Ms. Sonam, Mr.
Jayant Anand, Advs.

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Manoj Pant, APP

CORAM:

HON'BLE MS. JUSTICE MADHU JAIN

ORDER

% **20.08.2026**

1. This hearing has been done through hybrid mode.
2. The present bail application has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as the 'BNSS'), seeking grant of regular bail to the applicant in **FIR No. 457/2023**, registered at Police Station Ashok Vihar, for the offences punishable under Sections 307/34 of the Indian Penal Code, 1860 (hereinafter referred to as the 'IPC') and Sections 25/27 of the Arms Act, 1959.
3. Learned counsel for the petitioner submits that the applicant is in judicial custody for the last two years and 10 months. He submits that the charge-sheet has already been filed and charges have also been framed. However, despite framing of charge, not a single witness out of the 20 witnesses have been examined by the learned Trial Court till date and in such circumstances, the applicant be released on bail.



4. Learned APP for the State, appearing on advance notice, opposes the grant of bail and submits that the injuries sustained by the victim were opined to be dangerous and that the victim remained admitted in the hospital for 17 days.

5. I have heard both the parties and perused the material on record.

6. The charge-sheet has already been filed and charges stand framed. The applicant has remained in judicial custody for more than two years and ten months. It is also not disputed that the victim has since been discharged from the hospital. Further, despite the framing of charges, the trial has not progressed substantially, as none of the 20 prosecution witnesses has been examined till date.

7. Keeping in view the above facts and circumstances, the applicant be released on regular bail on furnishing a personal bond in the sum of Rs. 25,000/- with one surety of like amount, to the satisfaction of the learned Trial Court, subject to the following conditions:

- i. The applicant shall not leave India without prior permission of the learned Trial Court.
- ii. The applicant shall intimate the learned Trial Court by way of an affidavit and to the Investigating Officer regarding any change in residential address.
- iii. The applicant shall appear before the learned Trial Court as and when the matter is taken up for hearing.
- iv. The applicant is directed to give his mobile number to the Investigating Officer and keep it operational at all times.
- v. The applicant shall not, directly or indirectly, tamper with evidence or try to influence the witness in any manner.



- vi. The applicant shall report at the office of concerned SHO, PS Ashok Vihar, New Delhi. first Monday of every month at 11:00 a.m. and he shall be discharged by 12 noon, after recording his presence and completion of all the necessary formalities;
8. A copy of this order be sent to the concerned Jail Superintendent for necessary information and compliance.
9. The application is allowed and disposed of accordingly. Pending application(s), if any, also stand disposed of.
10. The order be uploaded on the website forthwith.

MADHU JAIN, J

AUGUST 20, 2026/ys/sd