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

CNR No. DLHC010273632026

+ **BAIL APPLN. 2427/2026**

MOHIT

.....Petitioner

Through: Mr. Kartik Kumar, Mr. Gaurav
Sharma, Mr. Anil Malik,
Advocates.

versus

STATE (NCT OF DELHI)

.....Respondent

Through: Mr. Yudhvir Singh Chauhan, APP.
Insp. Ajay Katewa, PS-KNK
Marg.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **01.09.2026**

1. By way of the present application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ["BNSS"], the applicant seeks regular bail in connection with FIR No. 438/2023, dated 05.10.2023, registered at Police Station K.N. Katju Marg, for offences punishable under Sections 302/201 of the Indian Penal Code, 1860 ["IPC"]. Upon completion of investigation, charge-sheet has since filed before the learned Trial Court, whereupon Sections 120-B and 34 of the IPC have also been invoked against the accused.

2. Mr. Yudhvir Singh Chauhan, learned Additional Public Prosecutor, has placed on record a Status Report dated 09.07.2026. He submits that



four material witnesses, namely, Vikas, Aman, Yogesh and Naresh, are yet to be examined.

3. In view of the above, Mr. Kartik Kumar, learned counsel for the applicant, seeks permission to withdraw the present bail application at this stage, without prejudice to the applicant's right to approach the learned Sessions Court afresh, at the appropriate stage.

4. Mr. Kumar, however, seeks a direction for expeditious recording of the evidence of the aforesaid material witnesses. The learned Sessions Court is requested to expedite the recording of their evidence, to the extent possible and practicable, having regard to its own Board and the age of the matters pending before it. Mr. Chauhan also assures the Court that the prosecution shall extend its cooperation in this regard.

5. In the event of any inordinate delay in recording the evidence of the aforesaid material witnesses, the applicant shall be at liberty to approach the learned Sessions Court afresh.

6. The bail application, alongwith any pending application, is dismissed as withdrawn, in terms of the aforesaid submission.

7. It is clarified that this Court has not expressed any opinion on the merits of the case or on any application that may be filed by the applicant hereafter, which shall be considered by the appropriate Court on its own merits, in accordance with law.

PRATEEK JALAN, J

SEPTEMBER 1, 2026

"B"/SD/