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

CNR No. DLHC010310882026

+ **BAIL APPLN. 2750/2026**

SANDEEP

.....Petitioner

Through: Mr. Devendra Kumar, Adv.
versus

THE STATE GOVT. OF NCT OF DELHI

.....Respondent

Through: Ms. Richa Dhawan, APP
SI Ritu, PS Subhash Place

CORAM:

HON'BLE MS. JUSTICE MADHU JAIN

ORDER

20.08.2026

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1. This hearing has been done through hybrid mode.
2. The present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (hereinafter referred to as 'Cr.P.C.)/ Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'BNSS'), seeking grant of regular bail to the petitioner in **FIR No. 268/2025** registered at P.S. Subhash Place under Sections 137(2) and 64(1) of the Bharatiya Nyaya Sanhita (hereinafter referred to as 'BNS') read with Section 6 of the Protection of Children from Sexual Offences Act, 2012 (hereinafter referred to as 'POCSO Act').
3. Learned counsel for the applicant submits that the victim was in love with applicant but her mother had objection to the same and therefore, she lodged the present complaint. He further submits that, since the victim was a minor, Section 6 of the Protection of Children from Sexual Offences Act, 2012 (hereinafter referred to as the 'POCSO Act') has been invoked against



the applicant. It is, however, submitted that the parents of the victim themselves got her married to another person while she was still a minor.

4. Learned APP for the State opposes the grant of bail and submits that the allegations against the applicant are heinous in nature.

5. I have heard the learned counsel for the parties and perused the material on record.

6. The applicant has been in judicial custody for the last one year. The present case arises out of an allegation of elopement. At this stage, this Court cannot lose sight of the submission made on behalf of the applicant that the parents of the victim got her married to another person while she was still a minor. The said circumstance, at this stage, cannot be completely disregarded while considering the applicant's prayer for bail.

7. Keeping in view the above facts and circumstances, the applicant is directed to be released on regular bail on furnishing a bail bond in the sum of Rs. 10,000/- with one surety of the like amount, to the satisfaction of the concerned 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 Subhash Place, 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