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

+ **BAIL APPLN. 880/2025**

FURKAN

.....Petitioner

Through: Mr. Prashant Singhal and Mr. Mohd.
Zeeshan, Advocates.

versus

THE STATE (GOVT OF NCT OF DELHI)Respondent

Through: Mr. Aman Usman, APP with SI
Satender Kumar Arya, PS-Geeta
Colony.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

22.05.2025

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1. This is a bail application under Section 483 read with Section 528 of BNSS for grant of regular bail filed on behalf of the petitioner in case FIR No.649/2024 under Section 395/397/120B/34 IPC, registered at PS-Geeta Colony.

2. The learned counsel appearing for the petitioner submits that petitioner has been in custody since 26th November, 2021. The investigation is complete and charge sheet has already been filed in Court. He further submits that prosecution has cited 31 witnesses and not a single witness have been examined till date.

3. All other co-accused have since been enlarged on bail. Petitioner has clean antecedent and is not involved in any other criminal case. There is no recovery of any weapon from the present petitioner and the recovery of



Scooty and the robbed money has been planted. He further submits that petitioner was granted interim bail but he did not misuse the grant of liberty and surrendered in terms of the directions of the Court.

4. Bail application has been opposed by the learned APP arguing that petitioner and four co-accused including CCLs committed robbery of *Scooty* and Rs.1,50,000/- at gun point.

5. Learned APP further submits that as per the CCTV footage, there were two more persons who were following the accused persons and were their associates.

6. As per the status report filed by the State, complainant who was riding the *Scooty* was stopped by three masked man and after stopping him, they took away his *Scooty* and Rs.1,50,000/- by showing pistol/*Katta*.

7. Admittedly, the weapon has not been recovered from the present petitioner/accused. The prosecution is relying upon the recovery of the *Scooty* and Rs.45,000/- at the instance of the present petitioner.

8. Admittedly, till date, not a single witness has been examined and therefore, there is remote possibility of concluding the trial in near future.

9. Petitioner is in judicial custody since last more than three and a half years. He cannot be allowed to be incarcerated for an indefinite period.

10. Status report and the nominal roll of the petitioner does not indicate any previous criminal antecedents of the petitioner and, therefore, petitioner is not a flight risk.

11. Hence, keeping in view the aforesaid facts and circumstances, petitioner is admitted to bail subject to his furnishing a personal bond in the sum of Rs.20,000/- with a surety of like amount to the satisfaction of the learned Trial Court/Duty Magistrate and subject to the following conditions.



- a) The petitioner shall attend the trial regularly as and when directed by the learned Trial Court.
 - b) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case or victim or witnesses.
 - c) The petitioner shall provide his address and phone number to the investigating officer, and in case of change of phone number or address, he shall immediately notify about the same to the IO.
12. In view of the above, the bail application stands allowed.
13. Copy of the order be given *dasti* under the signatures of the Court Master.

RAVINDER DUDEJA, J

MAY 22, 2025

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