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

+ **BAIL APPLN. 4203/2025**

SH. HIMANSHU DAGAR

.....Petitioner

Through: Mr. Ajay Sharma and Mr. Jatin Maan,
Advocates.

versus

THE STATE (N.C.T. OF DELHI)

.....Respondent

Through: Mr. Manoj Pant, APP for State with
SI Sachin.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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11.11.2025

CRL.M.A. 32582/2025 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

BAIL APPLN. 4203/2025

3. By way of the present application, the applicant is seeking grant of interim bail for a period of 20 days in case arising out of FIR bearing no. 0058/2023, registered at Police Station Baba Haridas Nagar, Delhi, for the commission of offences punishable under Sections 302/201/120B/34 of the Indian Penal Code, 1860 (hereafter '*IPC*').
4. The learned counsel appearing for the applicant submits that the marriage ceremony of the applicant's sister is scheduled to be solemnized on 13.11.2025, and in this regard, the wedding invitation card has been placed on record as Annexure-F. It is urged that the applicant's presence is



essential for performing the customary marriage rituals, being the real brother of the bride. It is further submitted that the applicant had earlier approached the learned Trial Court with a similar request, whereupon the learned Trial Court was pleased to grant custody parole for a period of three days. However, it is contended that custody parole would not serve the intended purpose, as the applicant's being escorted by police personnel during the marriage function would cause considerable embarrassment to the family and affect the sanctity of the occasion.

5. The learned counsel for the applicant further submits that the father and brother of the deceased have already been examined before the learned Trial Court, and therefore, there is no likelihood of the applicant tampering with the prosecution evidence or influencing any witness. The applicant also undertakes to strictly abide by any condition imposed by this Court and not to misuse the liberty of bail in any manner.

6. On the other hand, the learned APP for the State opposes the application, and argues that the allegations against the applicant are grave and serious in nature. It is contended that the possibility of the applicant influencing witnesses or absconding cannot be ruled out if he is released on interim bail. It is further argued that since the learned Trial Court has already granted custody parole, no further indulgence is warranted.

7. This Court has considered the rival submissions and perused the record.

8. The marriage of the applicant's sister is admittedly fixed for 13.11.2025, and the same stands verified by the State. The applicant is the real brother of the bride, and his presence at the ceremony is of emotional and social significance to the family. Further, this Court also takes note of



the fact that all the public witnesses have been examined except PW Randhir, and only police/formal witnesses remain to be examined.

9. Having regard to the aforesaid circumstances, this Court deems it appropriate to grant interim bail to the applicant for a period of four (04) days, commencing from 12.11.2025 to 15.11.2025 (both days inclusive), subject to the following conditions:

- (i) The applicant shall furnish a personal bond in the sum of ₹25,000/- with one surety of the like amount to the satisfaction of the learned Trial Court/Successor Court/Link Court/Duty Judge concerned.
- (ii) The applicant shall not leave the National Capital Territory of Delhi during the period of interim bail.
- (iii) The applicant shall not, in any manner whatsoever, attempt to contact, influence, or threaten any prosecution witness.
- (iv) The applicant shall share his contact number with the concerned IO/SHO and shall ensure that the same is kept switched on at all times.
- (v) The applicant shall surrender before the concerned Jail Superintendent on 16.11.2025.

10. Accordingly, the present application is disposed of in above terms.

11. It is, however, clarified that nothing expressed herein above shall tantamount to an expression of opinion on merits of the case.

12. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

NOVEMBER 11, 2025/vc