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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **BAIL APPLN. 4529/2025 & CRL.M.A. 35001/2025 EXEMPTION
FROM FILING STATUS REPORT CRL.M.(BAIL) 2338/2025 FOR
GRANT OF INTERIM BAIL**

NARESH SHARMA

.....Petitioner

Through: Mr. H.K. Chaturvedi, Advocate
through VC

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Aashneet Singh, APP with SI
Sagar, PS Vivek Vihar
Mr. Vidit Gupta & Mr. Trivesh
Sharma, Advocates for the
Complainant

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **19.12.2025**

1. This is an application for the grant of regular bail filed on behalf of the applicant in case FIR No. 491/2025, registered at PS Vivek Vihar, under Section 209 BNS.
2. The learned counsel for the applicant submits that the offence under Section 209 BNS is procedural and documentary in nature. Investigation is complete and charge sheet has already been filed and therefore the custodial interrogation of the applicant is not required. He further submits that the present FIR registered under Section 209 BNS is itself under challenge in a quashing proceedings and continued incarceration during such pendency



would be unjustified. The learned counsel submits that applicant has clean antecedents and is co-operating the trial court and there is no further risk of absconding or tampering with the evidence.

3. The bail application has been opposed by the learned APP, assisted by the learned counsel for the complainant, submitting that even though, the permanent place of residence of the applicant is stated to be that of Haridwar, but he was arrested from Meerut and there is a possibility that upon being released on bail, he may again abscond and therefore does not deserve the liberty of grant of bail.

4. Applicant was declared Proclaimed Offender during the pendency of Complaint Case under Section 138 NI Act. The trial court directed the registration of FIR under Section 209 BNS. During investigation, he was traced at Meerut and arrested on 16.10.2025.

5. Admittedly, charge sheet has since been filed. The applicant is therefore not required for further investigation. The offence under Section 209 BNS is punishable with imprisonment upto three years or with fine or both. He has already been in custody for the last about two months.

6. Hence, considering the submissions made and the facts and circumstances of the case, in particular the fact that charge sheet has already been filed and applicant is in custody for the last two months, he is admitted to bail upon his furnishing a personal bond in the sum of Rs. 20,000/- with a surety of the like amount, subject to the following conditions:-

- i) the applicant shall furnish his permanent as also the present address before the trial court, which shall be got verified by the trial court before accepting the bail bond;
- ii) the applicant shall cooperate during the trial of the case;



iii) the applicant shall not try to contact, threaten or intimidate the witnesses;

iv) the applicant shall furnish his mobile number with the Investigating Officer and shall keep the same operational throughout.

7. The application accordingly stands disposed of in terms of the above order along with pending application (s), if any.

RAVINDER DUDEJA, J.

DECEMBER 19, 2025

RM