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

+ **BAIL APPLN. 181/2026**

JATIN KUMAR

...Applicant

Through: Mr. Dhan Mohan, Adv.

Versus

THE STATE GOVT. OF NCT OF DELHI

...Respondent

Through: Mr. Raghuinder Verma, APP for
the State with Ms. Upasna Bakshi
and Mr. Gourav Singh, Adv.

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

23.04.2026

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1. By virtue of the present application under *Section 482* read with *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023, the applicant seeks grant of anticipatory bail in proceedings arising out of FIR No.684/2025 dated 24.11.2025 registered at PS: Fatehpur Beri under *Sections 309(4)/3(5)* of the Bharatiya Nyaya Sanhita, 2023 (**BNS**).

2. *Succinctly put*, as per prosecution, on 23.11.2025 at about 10:50 PM, as the complainant was walking home with his friends around Dera More, two unknown persons called out to them, and when they tried to run away, though his friends were able to escape, the said unknown persons caught the complainant and threatened to kill him if he did not give them money. In that state, they forcefully took his phone and after transferring Rs.4,000/- from his account to a mobile number through *PhonePe* mobile application, told him to quietly leave and not inform anybody. The complainant then made a PCR call. In the meanwhile, the complainant



came across one Raja who told him that the mobile number to which the amounts had been transferred belongs to one Ufaf Qadri whom he knows, as also that the applicant herein was one of the perpetrators. The said Ufaf Qadri, on being contacted, returned Rs.1,000/- to the complainant. The next day, the FIR was registered at the instance of the complainant.

3. In these facts, learned counsel for the applicant submits that the present application ought to be allowed since there is no case made out against the applicant and there is no basis for implicating him in the present case, which is further evident since the applicant has not been actually named in the FIR. In fact, the complainant has appeared before the learned Trial Court and made a statement that the applicant was not involved in the offence. He further submits that the applicant is a young boy who has just given his Class XIIth examinations and has no criminal record and is a permanent resident of Delhi. Hence, there is no apprehension of his evading the investigation, especially since he has joined the investigation whenever called till now.

4. Learned APP for State, on the other hand, submits that the offence involved is a serious one of night time robbery with violence and preplanning, whereby grant of anticipatory bail to the applicant would negatively impact societal morale. He further submits that though the applicant joined the investigation in the past, his custodial interrogation may be called for in order to trace the amount involved and also to enable his identification, and as such, considering the sensitive stage of investigation, allowing the present application could act as a major hinderance thereto.

5. Heard.



6. A *prima facie* perusal of the facts and circumstance reveals that considering the averments made in the FIR, no specific and/ or direct role has been assigned to the applicant. Nothing has been recovered from him at this stage and he has only been mentioned indirectly through another individual. The allegations *qua* him are not of a magnitude which can come in the way of granting him protection by way of anticipatory bail. Barring these, it is an admitted fact that the applicant has previously joined the investigation when called. Further, there is no previous involvement of the applicant in any criminal offence. Moreover, the applicant is a young boy who has just appeared in his Class XIIth examinations with no previous antecedents and with a life and future ahead.

7. Thus, considering the overall facts and circumstances, the nature of the offence involved, the conduct of the applicant whereby he joined the investigation when called, his age, clean antecedents, as also striking a balance with his right to life and liberty in terms of the well-settled principles governing anticipatory bail [***Sushila Aggarwal vs. State of NCT of Delhi:(2020) 5 SCC 1; Dhanraj Aswani vs. Amar Mulchandani & Anr.:2024 INSC 669***], in the opinion of this Court, this is a fit case for grant of anticipatory bail to the applicant.

8. Accordingly, the applicant is granted anticipatory bail in proceedings arising out of FIR No.684/2025 dated 24.11.2025 registered at PS: Fatehpur Beri under *Sections 309(4)/3(5) BNS*. As such, in case of his arrest, the applicant be released on furnishing him a personal bond in the sum of Rs.50,000/- (*Rupees Fifty Thousand Only*) along with one surety of the like amount by a family member/ friend having no criminal



case pending against him and further subject to the satisfaction of the Arresting Officer/ S.H.O. and further subject to the following conditions:-

- a) Applicant shall not leave the NCT of Delhi without prior permission of the concerned Court and shall ordinarily reside at the address as per TCR.
- b) Applicant shall join and participate in the investigation as and when called by the IO.
- c) Applicant shall provide all his mobile numbers to the IO concerned which shall be kept in working condition at all times.
- d) Applicant shall not indulge in any criminal activity and shall not contact any of the prosecution witnesses, or tamper with the evidence of the case.

9. Accordingly, the present application is allowed and disposed of in the aforesaid terms.

10. Copy of this order be sent to the concerned S.H.O. for information and compliance thereof.

11. Needless to say, expression of view(s) on the merits involved, if any, are solely for the purposes of adjudication of the present bail application and shall have no bearing on the overall case/ trial involved.

SAURABH BANERJEE, J

APRIL 23, 2026/Ab