



2026:DHC:747



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

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Date of Decision: 30.01.2026

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BAIL APPLN. 401/2026 & CRL.M.A. 3103/2026

TAUSEIF KHAN

.....Petitioner

Through: Mr. Pushkar Priyadarshi, Advocate

versus

STATE (N.C.T. OF DELHI)

.....Respondent

Through: Mr. Amit Ahlawat, APP for State
with IO/Inspector Rajinder Singh, PS
Vivek Vihar**CORAM: JUSTICE GIRISH KATHPALIA****J U D G M E N T (ORAL)**

1. The accused/applicant seeks regular bail in case FIR No. 304/2020 of PS Vivek Vihar for offence under Section 302/201/120B/34 IPC.
2. Broadly speaking, prosecution case is that in presence of the first informant Poonam, a third gender, another third gender Reshma was killed by way of multiple stabbing by the accused/applicant and his father and brother-in-law. In the FIR, Poonam specifically named all three assailants. Father of the accused/applicant was apprehended on the spot while the accused/applicant and his brother-in-law fled. Knives used by all three assailants were recovered.

*BAIL APPLN. 401/2026**Page 1 of 3 pages*

Signature Not Verified

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By: NEETU N NAIR
Signing Date: 30.01.2026
17:14:22GIRISH
KATHPALIA
Digitally signed by Girish Kathpalia
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7. In the present case, as mentioned above, the FIR was registered on the basis of account of an eye witness, who specifically named all three assailants including the accused/applicant. The first informant Poonam was not a stranger, who witnessed the incident. Poonam is the *guru (guardian in transgender community)* and one wonders as to why she would falsely name the accused/applicant after shielding the actual culprits. In the witness box Poonam as PW1 has strongly supported the prosecution case.

8. Besides, as mentioned above, trial is at fag end.

9. Considering the above circumstances, I do not find it a fit case to grant bail. The bail application as well as pending application are dismissed.

10. Copy of this order be sent to the concerned Jail Superintendent for being conveyed to the accused/applicant.

GIRISH
KATHPALIA

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GIRISH KATHPALIA
(JUDGE)

JANUARY 30, 2026/as