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

+ **BAIL APPLN. 932/2026**

VIJAY BAHADUR

.....Petitioner

Through: Mr. Lakshita Sharma, Adv.

versus

THE STATE (GOVT. OF NCT DELHI)

.....Respondent

Through: Mr. Manoj Pant, APP for the State.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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11.03.2026

CRL.M.A. 7088/2026 (exemption)

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

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3. By way of the present application, the applicant seeks grant of interim bail for a period of two months, in case arising out of FIR bearing No.965/2022, dated 27.08.2022, registered at Police Station Nihal Vihar, Delhi for the commission of offences punishable under Sections 307/302 of the Indian Penal Code, 1860 (hereafter 'IPC').
4. Issue notice. The learned APP accepts notice on behalf of the State.
5. The learned counsel appearing for the applicant argues that the applicant has been diagnosed with an 18 mm hernia, as reflected in his ultrasound report, and is suffering from persistent and unbearable pain. It is



submitted that the applicant had earlier moved an application before the learned Trial Court seeking interim bail for medical treatment; however, the same was dismissed vide the impugned order dated 17.01.2026. The learned counsel contends that despite repeated visits to the jail dispensary and hospitals through the jail authorities, the applicant has not been provided adequate treatment and no definite date for surgery has been given. It is argued that the applicant requires proper medical attention and surgical intervention, and the continued delay in treatment may further aggravate his medical condition. The learned counsel further submits that the applicant had earlier been granted interim bail for a period of four weeks vide order dated 11.12.2024 passed by this Court, which was subsequently extended, during which period he had undergone surgery at SGS Hospital, Nihal Vihar, Delhi. It is submitted that though the problem had initially subsided after the surgery, the condition has since recurred and has worsened with the passage of time, resulting in constant pain and bleeding, thereby affecting the applicant's daily routine. It is therefore prayed that the applicant be granted interim bail for a period of two months to enable him to undergo proper medical treatment.

6. The learned APP for the State opposes the present application and submits that the allegations against the applicant are grave in nature. It is submitted that the present FIR was registered on the statement of the complainant, who alleged that the applicant, being upset over the marriage of his daughter with her brother-in-law, had come to their house and, during a quarrel, had stabbed the complainant's father-in-law multiple times with a knife, resulting in his death. It is further alleged that when the complainant had attempted to intervene, the applicant had also attacked her and caused



injuries on her neck with the same knife, after which he had fled from the spot. It is submitted that the applicant was subsequently arrested and the weapon of offence, i.e., the knife, was recovered from his possession. The learned APP further argues that the learned Trial Court has rightly dismissed the application seeking interim bail. It is submitted that the medical status report does not reveal any grave medical emergency warranting grant of interim bail and that the applicant is receiving appropriate medical care from the jail authorities, including treatment at the jail hospital. Therefore, it is prayed that the present application be dismissed.

7. This Court has **heard** arguments addressed on behalf of the applicant as well as the State, and has perused the case file.

8. A perusal of the medical status report which had been placed before the learned Trial Court by the jail authorities reveals that the applicant was re-admitted in Tihar Jail on 12.10.2025, when his medical examination was conducted by the duty doctor. He was noted to be a known case of Hypertension and Type-II Diabetes Mellitus and had also given a history of hernia surgery which had been performed on 02.02.2025. The report also records that the applicant had complained of bleeding per rectum and abdominal pain and had visited the jail dispensary on several occasions in the recent past. On each such visit, he was examined and prescribed appropriate treatment. It has further been stated that the applicant has been provided the medicines prescribed by the concerned specialists from time to time from the jail dispensary and necessary investigations and reviews have also been conducted whenever required. The report also indicates that the applicant was examined by the visiting specialists and had also been referred to DDU Hospital for ophthalmological consultation, where he received



treatment.

9. The medical status report, thus, indicates that the applicant is under regular medical supervision and is being provided treatment as per medical advice. At present, he is stated to be a known case of Type-II Diabetes Mellitus (on insulin), Dyslipidemia and post-operative case of umbilical hernia, for which treatment is being provided.

10. On the other hand, the allegations against the applicant pertain to offences punishable under Sections 307/302 of IPC, involving a knife attack resulting in the death of the complainant's father-in-law and injuries to the complainant herself.

11. Having regard to the nature of the allegations and the medical status report placed on record, this Court does not find any ground at this stage to grant interim bail to the applicant.

12. Accordingly, the present application is dismissed.

13. However, the concerned Jail Superintendent is directed to ensure that the applicant continues to receive proper medical treatment in accordance with his medical condition and the advice of the concerned doctors.

14. It is also clarified that dismissal of the present application shall not preclude the applicant from approaching the Court again by way of a fresh application for interim bail, in case his medical condition worsens or any emergent medical requirement arises.

15. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

MARCH 11, 2026/A

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