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

\# **CNR No. DLHC010397792026**

\+ **BAIL APPLN. 3508/2026**

SOHAIL @ KAIF .....Petitioner

Through: Mr. Param Jeet, Adv.

versus

STATE OF NCT DELHI .....Respondent

Through: Ms. Menakshi Dahiya, APP
SI Lalit J., PS Shalimar Bagh

CORAM:
HON'BLE MS. JUSTICE MADHU JAIN

O R D E R

% 06.10.2026

1. This hearing has been conducted through hybrid mode.

2. The present application has been filed on behalf of the petitioner under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 [hereinafter referred to as 'BNSS'] seeking grant of regular bail in ***FIR No. 522/2025***, registered at Police Station Shalimar Bagh, District North-West, Delhi, for offences punishable under Sections 109(1), 132 and 221 of the Bharatiya Nyaya Sanhita, 2023 [hereinafter referred to as 'BNS'] and Sections 25 and 27 of the Arms Act, 1959.

3. Briefly stated, on 15.09.2025, acting on secret information, a Special Staff team conducted a raid at Shalimar Bagh to apprehend the petitioner when they received information regarding his presence there as he was stated to be wanted in another criminal case. It is alleged that the petitioner fired at the police team, following which retaliatory firing took place and the

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petitioner sustained a gunshot injury. A pistol and live cartridges were allegedly recovered from his possession. The petitioner has remained in custody since September, 2025 and the charge-sheet has already been filed.

4. Learned counsel for the appellant submits that the appellant has been in judicial custody for more than one year. It is submitted that no police official sustained any injury in the aforesaid incident, that the charge-sheet has already been filed, and that the charges are yet to be framed for want of the FSL result.

5. *Per contra*, learned APP for the State submits that when the police team went to apprehend the appellant, who is stated to be a notorious criminal, he opened fire upon the police officials. It is submitted that, fortunately, none of the police officials sustained any injury.

6. Learned APP further submits that the appellant was thereafter apprehended and an automatic pistol, stated to be made in the USA, along with live cartridges and empty cartridge cases, was recovered. She further submits that the appellant is involved in other criminal cases and, therefore, strongly opposes the grant of bail.

7. The Court has heard both the parties and has also perused the material placed on record.

8. The charge-sheet in the present case already stands filed and the investigation is complete. The appellant has been in judicial custody for more than one year. Charges are yet to be framed, as the FSL result is awaited.

9. It is also not in dispute that none of the police personnel sustained any injury in the firing allegedly resorted to by the appellant.

10. Having regard to the facts and circumstances of the case, this Court is of the view that the appellant deserves to be enlarged on regular bail.

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Accordingly, the appellant is directed to be released on regular bail upon furnishing a bail bond to the sum of Rs. 25,000/- with a surety of the like amount, to the satisfaction of the learned Trial Court/Link Court/Duty MM, subject to the following conditions:

i. The appellant shall not leave India without the prior permission of the concerned learned Trial Court.

ii. The appellant shall intimate the learned Trial Court by way of an affidavit and also to the concerned Investigating Officer [IO] regarding any change in his residential address.

iii. The appellant shall appear before the concerned learned Trial Court as and when the matter is taken up for hearing.

iv. The appellant shall give his mobile number to the concerned IO and keep it operational at all times.

v. The appellant shall not, directly or indirectly, tamper with any evidence or try to influence any witness in any manner whatsoever.

11. Accordingly, the present bail application is allowed in the aforesaid terms and thereby, disposed of.

12. Pending application[s], if any, also stand[s] disposed of.

13. A copy of this order be sent to the concerned Jail Superintendent for necessary information and compliance.

14. The order be uploaded on the website *forthwith.*

MADHU JAIN, J

OCTOBER 6, 2026/b/PG

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