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

\# **CNR No. DLHC010401192026**

\+ **BAIL APPLN. 3531/2026**

DEEPAK@KALIYA @ JANNU .....Petitioner

Through: Ms. Ananya Saha, Mr. Ishwar Singh Kadyan, Mr. Vansh Rai and Mr. Vikas Pratap Singh, Advs.

versus

STATE .....Respondent

Through: Ms. Menakshi Dahiya, APP
SI Dharmendra, PS D.B.G Road

CORAM:
HON'BLE MS. JUSTICE MADHU JAIN

O R D E R

% 06.10.2026

1. This hearing has been done through hybrid mode.

2. The present application has been filed on behalf of the petitioner under Section 483 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as the 'BNSS'), seeking grant of regular bail in ***FIR No. 69/2026***, registered at P.S. D.B.G. Road, Delhi, under Sections 304(2)/3(5)/317(2) of the Bharatiya Nyaya Sanhita, 2023 (hereinafter referred to as the 'BNS').

3. Briefly stated, the case of the prosecution is that on 24.02.2026, the complainant lodged a complaint alleging that while he was travelling in an auto-rickshaw near Krishna Diagnostic Centre, New Rohtak Road, Delhi, an unknown person snatched his mobile phone and fled from the spot. On the

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basis of the said complaint, the present FIR came to be registered.

4. It is further the case of the prosecution that on 25.02.2026, during the course of investigation, the petitioner was apprehended and the mobile phone belonging to the complainant was allegedly recovered from his possession. The petitioner has remained in judicial custody since 25.02.2026. The charge-sheet in the present case has since been filed.

5. Learned APP for the State has handed over a Status Report in Court today. Let the same be taken on record.

6. *Per contra*, learned APP for the State strongly opposes the present application. She submits that the petitioner is involved in other criminal cases and is a habitual offender. It is, therefore, submitted that the petitioner does not deserve the benefit of regular bail.

7. Heard learned counsel for the petitioner and learned APP for the State and perused the material placed on record.

8. The petitioner has remained in judicial custody for more than seven months. The recovery in the present case has already been effected and the charge-sheet stands filed. Thus, the petitioner is no longer required for the purpose of further investigation. The trial is yet to conclude and is likely to take some time.

9. Considering the aforesaid facts and circumstances, and without expressing any opinion on the merits of the case, this Court is of the view that no useful purpose would be served by keeping the petitioner in further judicial custody.

10. Accordingly, the petitioner is directed to be released on regular bail on furnishing a personal bond in the sum of Rs.25,000/- with one surety of the like amount, to the satisfaction of the learned Trial Court/Link Court/Duty

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MM, subject to the following conditions:

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

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

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

iv. The appellant is directed to give his mobile number to the Investigating Officer and keep it operational at all times.

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

11. The application is allowed and disposed of accordingly. Pending application(s), if any, also stand disposed of.

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

13. The order be uploaded on the website forthwith.

MADHU JAIN, J

OCTOBER 6, 2026/b/*P*

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