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

\# **CNR No. DLHC010451532026**

\+ BAIL APPLN. 3968/2026 & CRL.M.(BAIL) 1805/2026

THAKUR ANUP KUMAR SINGH .....Petitioner

Through: Mr. Abhimanyu Bhandari, Senior Advocate with Ms. Nattasha Garg, Mr. Anubhav Dubey and Ms. Bharti Rao, Advocates

versus

STATE OF NCT OF DELHI & ANR. .....Respondents

Through: Ms. Shubhi Gupta, APP for State
SI Braj Prakash, P.S. Malviya Nagar
Mr. Shreyansh Lalit, Mr. Girish Chander, Ms. Shreya Singhal, Ms. Kushagra and Ms. M. Keditsu, Advocates for R-2 with R-2 in person

CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL

O R D E R

% 17.11.2026

Since 16th November, 2026 was declared a Court holiday, the matters listed on 16th November, 2026 are being taken up today, i.e. 17th November, 2026.

BAIL APPLN. 3968/2026 & CRL.M.(BAIL) 1805/2026

1. The present application has been filed seeking grant of regular bail by the applicant/accused in FIR No.472/2022 dated 16th July, 2022 under Sections 417/467/471/406/34 of the Indian Penal Code, 1860 ('IPC') registered at P.S. Malviya Nagar, Delhi.

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2. The present FIR was registered pursuant to the complaint made by the respondent no.2 stating that the applicant got married to the respondent no.2 by falsely representing himself to be divorced, on the basis of a forged decree of divorce, further alleging that the applicant took money from the respondent no.2/complainant after marriage.

3. Mr. Abhimanyu Bhandari, Senior Counsel appearing on behalf of the applicant submits that the applicant has been in custody for a period of two (2) years.

4. He submits that the present complaint has been filed for motivated and malicious reasons. The same is evidenced by the belated manner in which the complaint has been made. The date of marriage was 18th February, 2020, whereas the present complaint has been filed on 16th July, 2022.

5. He contends that the applicant was in a relationship with the respondent no.2 and they got married in an Arya Samaj Mandir on 18th February, 2020. It is submitted that the marriage between the complainant and the applicant was never consummated.

6. He further submits that the applicant has two children from his previous marriage, one of them being a minor child.

7. Status report as well as nominal roll have been handed over in Court and the same are taken on record.

8. In terms of the status report, a preliminary inquiry was conducted and it was found that the decree of divorce produced by the applicant was a forged document. The applicant was arrested on 16th November, 2022.

9. The applicant was granted bail by the Trial Court on 20th March, 2023. The same was challenged by the respondent no.2/complainant before

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this Court. Taking note of the serious allegation of forgery of a Court order, the bail granted to the applicant was cancelled by a coordinate bench of this Court *vide* order dated 12th September, 2024. The aforesaid order was challenged by the applicant before the Supreme Court. *Vide* order dated 8th November, 2024, the Supreme Court stayed the surrender of the applicant. Subsequently, the Supreme Court dismissed the SLP filed by the applicant on 20th February, 2025, while granting liberty to the applicant to apply for regular bail. Pursuant thereto, the applicant surrendered before the concerned jail authorities on 11th March, 2025.

10. Subsequently, bail application filed by the applicant was dismissed by the Trial Court on 21st May, 2025.

11. Chargesheet in the present matter was filed and the Magistrate framed charges against the applicant under Sections 420/468/471/494/496/506 IPC *vide* order dated 4th October, 2025.

12. Against the order framing charge, both the applicant and complainant filed revision petitions, which were decided against the applicant by the Sessions Court, framing charges against the applicant under Section 467 IPC.

13. The matter is now pending before the Magistrate for framing of charge.

14. Counsel for the applicant submits that the offence under Section 467 IPC has been erroneously added by the Sessions Court, inasmuch as the said section pertains to a valuable security, will, or documents pertaining to adoption, money property, etc. and the same is not applicable to a court decree.

15. Reply has been filed on behalf of the complainant opposing the bail

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application.

16. Mr. Shreyansh Lalit appearing on behalf of the complainant has drawn the attention of the Court to the order dated 12th September, 2024 passed by this Court cancelling the bail granted to the applicant, taking into account the seriousness of the offence of forging a Court decree.

17. I have heard the counsel for the parties.

18. There is no doubt that the earlier bail granted to the applicant was cancelled by this Court *vide* order dated 12th September, 2024. However, more than two (2) years have elapsed since the said order was passed. In terms of the nominal roll, the applicant has now spent more than two (2) years in custody.

19. The nominal roll further states that the overall conduct of the applicant in jail has been 'satisfactory'. The applicant has only been implicated in one other FIR, which pertains to allegations of membership of an unlawful assembly, in which proceedings the applicant has been granted bail.

20. The investigation *qua* the applicant is complete. Chargesheet has already been filed in the case. However, the charges are yet to be re-framed by the Trial Court in light of the order passed by the Sessions Court. Hence, the trial is likely to take considerable amount of time.

21. Another factor which has been raised before this Court is that the complaint has been filed in a belated manner. The marriage took place on 18th February, 2020, and complaint has been filed two (2) years thereafter. Needless to state that the aspect of delay would be considered in trial.

22. Considering the totality of facts and circumstances in the present case, the period of incarceration already undergone and the fact that the trial is

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likely to take considerable time, the present application is allowed and the applicant is directed to be released on bail, subject to the applicant furnishing bail bond in the sum of Rs.50,000/-, with one local surety in the like amount to the satisfaction of the Trial Court, and subject to the following conditions:

a. The applicant shall provide his latest mobile number(s) to the concerned Investigating Officer ("I.O.")/Station House Officer ("S.H.O."), which shall be kept in a working condition at all times. The mobile number shall not be switched off or changed without prior intimation to the I.O.

b. The applicant shall furnish his permanent address to the I.O., as well as the address where he is residing during the pendency of the matter, within one (1) week from today, and will inform the I.O. and this Court in case of any change in address.

c. The applicant will appear before the Trial Court as and when the matter is listed for hearing.

d. The applicant will surrender his passport with the Trial Court.

e. The applicant shall not commit any offence during the period of their release.

f. The applicant shall not visit or contact the complainant in any manner, directly or indirectly.

g. The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case or tamper with the evidence of the case in any manner whatsoever.

23. The application is disposed of in the above terms.

24. Needless to state that any observations made herein are purely for the

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purposes of deciding the question of grant of bail and shall not be construed as an expression on the merits of the case.

25. Copy of the order be forwarded to the Jail Superintendent for necessary compliance.

AMIT BANSAL, J

NOVEMBER 17, 2026
ds

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