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

\# **CNR No.DLHC010513182026**

\+ BAIL APPLN. 4538/2026

VED PRAKASH .....Petitioner

Through: Mr. Hemant Gulati and Mr. Keshav Sethi, Advocates.

versus

STATE, NCT OF DELHI .....Respondent

Through: Ms. Priyanka Dalal, APP for the State along with Ms. Swati, Advocate.
SI Ajit, PS Hari Nagar.

CORAM:
HON'BLE MR. JUSTICE SACHIN DATTA

O R D E R

% 03.11.2026

1. By way of the present application under section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), the applicant seeks interim bail for a period of six weeks in the case arising out of FIR No.656/2020 dated 30.11.2020 under Sections 302/34 of the Indian Penal Code, 1860 (IPC), registered at P.S. Hari Nagar. The ground for seeking interim bail is that the applicant's wife is to undergo a spinal surgery.

2. The factual conspectus of the matter is that on 30.11.2020, at about 7:00 A.M., an under trial prisoner, Dilsher, was stabbed to death in Central Jail No.3, Tihar. The applicant, then himself an under trial in another case, is alleged to have held the deceased, while two co-accused stabbed him.

3. He has been in custody in this case since 02.12.2020. The charges have been framed and the trial is at the stage of prosecution evidence.

4. It transpires that *vide* order dated 30.07.2026, learned ASJ declined

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interim bail to the applicant, sought on the ground of the spinal surgery of his wife, which was then stated to be scheduled on 31.07.2026. It was noted that the applicant had earlier sought interim bail on account of another woman, described as his second wife, whom he later described before that Court as his live-in partner. Learned ASJ also noted that the applicant's wife had repeatedly changed doctors and hospitals, and that earlier surgery dates had not been adhered to.

5. The medical record shows that the applicant's wife is suffering from a disc ailment and the spinal surgery is scheduled on 05.11.2026, with expected admission on 04.11.2026.

6. The present application turns on a humanitarian ground and the medical material now on record, is specific. It is not disputed that the surgery is scheduled on 05.11.2026. The underlying ailment is borne out from the medical records.

7. This Court is conscious that the surgery dates have shifted on earlier occasions, that the allegations are serious, and that the applicant has other cases registered against him, most of which have ended in acquittal. However, these concerns can be addressed by limiting the period of interim bail and imposing stringent conditions, including a requirement that the applicant place the medical record of the surgery before the learned trial Court.

8. It is noted that the applicant was granted interim bail on two previous occasions by this Court *viz.* on 14.09.2023 and 15.01.2025 and no misuse of the liberty or delay in surrender is alleged.

9. Accordingly, the applicant is admitted to interim bail for a period of three weeks from the date of his release on his furnishing a personal bond of Rs.25,000/-, with one surety of the like amount, to the satisfaction of the

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learned trial Court, subject to the following conditions:-.

i. The medical record of the surgery shall be placed before the trial Court immediately after the surgery on 05.11.2026 (when the surgery is scheduled);

ii. The applicant/accused shall attend every hearing before the learned trial Court unless exempted by the learned trial Court;

iii. The applicant/ accused shall not leave NCT of Delhi or travel out of the country without prior permission of the learned trial Court;

iv. The applicant/accused shall provide his permanent address to the learned trial Court, and also the address where he will be residing during the pendency of the case;

v. The applicant/accused shall intimate the Investigating Officer (IO) and file an affidavit before the learned trial Court regarding any change in his residential address;

vi. The applicant/accused shall furnish his mobile number to the Investigating Officer (IO)/Station House Officer (SHO) concerned, which shall be kept in working condition at all times. The mobile number shall be kept switched on, with location services enabled at all times, and the same shall be shared with the IO. The mobile number shall not be changed without prior intimation to the IO during the pendency of the trial;

vii. The applicant/accused shall report to the IO as and when called for by the IO;

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viii. The applicant/ accused shall not directly or indirectly contact the complainant, any prosecution witness, and their family members;

ix. The applicant/accused 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;

x. The applicant/accused shall appear before the learned Trial Court on each and every date of hearing unless exempted;

xi. The applicant/accused shall not indulge in any criminal activity during the period of bail; and

xii. The applicant/accused shall report to the concerned SHO, on the every Monday at 11:00 a.m. and be discharged by 12:00 noon, after recording his presence and completion of the necessary formalities.

10. The present application is disposed of in the above terms.

11. It is clarified that the observations made herein are solely for the purpose of deciding the present bail application and shall neither influence the trial proceedings nor be construed as an expression of opinion of this Court on the merits of the case.

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

SACHIN DATTA, J

NOVEMBER 3, 2026/r

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