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

\# **CNR No. DLHC010531812026**

\+ BAIL APPLN. 4736/2026 & CRL.M.A. 34641/2026

OM PRAKASH DAGAR @ KALA .....Petitioner

Through: Mr. Takshay, Advocate

versus

STATE OF NCT OF DELHI .....Respondent

Through: Mr. Akhand Pratap Singh, SPP with Ms. Samridhi Dobhal, Mr. Krishna Mohan Chandel, Mr. Himanshu, Mr. Hritwik Maurya, Ms. Lisa Pegwal, Mr. Apoorv Paliya and Ms. Nivedita Sood, Advocates for State
Mr. Mukesh Kumar, APP for State
SI Salman Ahmad

CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL

O R D E R

% 03.11.2026

CRL.M.A. 34641/2026 *(exemption)*

1. Allowed, subject to all just exceptions.

BAIL APPLN. 4736/2026

2. The present application has been filed seeking grant of interim bail on account of illness of the applicant's wife. It is stated that the wife of the applicant requires surgery which is scheduled for 5th November, 2026.

3. Earlier, the interim bail application of the applicant was rejected by the Additional Sessions Judge, Rouse Avenue Courts Complex ('Trial

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Court') *vide* order dated 31st October, 2026.

4. The SPP appearing on behalf of State vehemently opposes the bail application.

5. It is submitted that the surgery of the wife of the petitioner is routine in nature and that the same does not warrant the release of the applicant.

6. Attention of the Court has been drawn to status report filed before the Trial Court. Paragraphs 4 and 5 of the status report are set out below: -

> 4. Subsequently, a visit was made to Pt. B.D. Sharma PGIMS, Rohtak, Haryana, for verification of the medical documents; however, the same could not be verified, and the reply is still awaited. Further, the documents issued by Noble Healthy City, Super Speciality Hospital, Rohtak, Haryana, were verified, wherein the doctor mentioned as under "This is to certify that Patient with name Meena Devi, R/o VPO Jharoda Kalan, OPD on 17.10.2026 with h/o Pain in Abdomen, fever & Vomiting for which patient was treated with injectables & undergone investigations. Patient was sent on oral treatment on OPD basis in stable condition on same day."
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> 5. Further, the doctor was enquired in detail regarding the proposed surgery, namely "Lap Cholecystectomy", scheduled for 05.11.2026. In this regard, the doctor clarified that the patient had been planned for "Lap Cholecystectomy" and had also been referred to a gynaecologist. ***However, the patient had not visited the hospital again for any further treatment after that day***. Further, the statements of Meena Devi and her neighbour were also recorded. Copies of the statements are annexed herewith for the kind perusal of this Hon'ble Court.

7. As can be seen from the status report set out above, the wife of the applicant was referred to a gynaecologist, however she never visited the hospital again for further treatment.

8. The status report also mentions that the applicant is an active member of the organised crime syndicate known as the "Kala Jhatheri-Lawrence Bishnoi gang" and is involved in several other FIRs with respect to murder and other heinous crimes.

9. In fact, one of the FIRs, being FIR No.83/2025 under Sections 308(4)/111(2)b/61(2)/3(5) of Bharatiya Nyaya Sanhita, 2023 (BNS), has been registered against the applicant on 19th February, 2026, while the applicant was in custody.

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10. In these circumstances, there is a serious risk that the applicant may misuse the liberty of interim bail.

11. Accordingly, the application is dismissed.

12. Needless to state that any observations made herein are purely for the purposes of deciding the question of grant of bail and shall not be construed as an expression on the merits of the case.

AMIT BANSAL, J

NOVEMBER 3, 2026
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