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

\# **CNR No. DLHC010543292026**

\+ BAIL APPLN. 4834/2026, CRL.M.A. 35277/2026 & CRL.M.A. 35278/2026

AKSHAY MALHOTRA .....Petitioner

Through: Mr. Aman Preet Singh, Mr. Kanwal Nain Singh and Mr. Sagar, Advs.
M: 9953766040

versus

STATE GOVT OF NCT DELHI .....Respondent

Through: Mr. Ajay Vikram Singh, APP
M: 9868632122
Insp. Sumit Kumar, IFSO/Delhi

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

O R D E R

% 20.11.2026

1. The present application has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ("BNSS"), on behalf of the petitioner, i.e., Akshay Malhotra, S/o Sanjay Malhotra, seeking grant of interim bail for a period of 60 (sixty) days, in connection with the First Information Report ("FIR") being, *FIR No. 65/2026*, dated 10th March, 2026, under Sections 318(4)/61(2) of the Bharatiya Nyaya Sanhita, 2023 ("BNS") and Sections 66/66B/66C/66D/70/72/72A of the Information Technology Act, 2000 ("IT Act"), along with Section 135A of the Customs Act, 1962 ("Customs Act"), registered at Police Station ("PS") Special Cell,

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Intelligence Fusion and Strategic Operations ("IFSO"), Delhi, on medical and humanitarian grounds, i.e., to enable him to look after his wife, who is in the final stage of high-risk pregnancy, and their minor son, during the period around the planned the caesarean section.

2. The Criminal Case, being *Cr. Cases 6854/2026*, is pending adjudication before the Court of the Chief Judicial Magistrate ("CJM"), New Delhi District, Patiala House Courts, New Delhi, and is presently at the stage of appearance.

3. Learned counsel appearing for the petitioner submits that the wife of the petitioner is in the family way with her second pregnancy.

4. He submits that caesarean operation has to be done in the 01st (first) or 02nd (second) week of December, 2026.

5. He further draws the attention of this Court to the relevant medical documents to submit that the wife of the petitioner has been advised restricted physical activity and to avoid exertion.

6. Learned counsel appearing for the petitioner submits that the wife of the petitioner stays alone with their minor son aged about 02 (two) years, and there is no one else to look after her and the minor son.

7. Thus, he submits that the petitioner be enlarged on interim bail on humanitarian grounds.

8. Learned Additional Public Prosecutor ("APP") for the State draws the attention of this Court to the Status Report dated 17th November, 2026, wherein, medical condition of the petitioner's wife has been verified, wherein, it has clearly been stated that as per the said medical records of the wife of the petitioner, her expected date of delivery through the caesarean operation, falls in the 01st (first) or 02nd (second) week of December, 2026.

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9. Taking a lenient view of the matter and considering the medical condition of the wife of the petitioner, the petitioner is granted interim bail for a period of 08 (eight) weeks from the date of his release in proceedings arising out of *FIR No. 65/2026*, dated 10th March, 2026, under Sections 318(4)/61(2) of the BNS, Sections 66/66B/66C/66D/70/72/72A of the IT Act, and 135A of the Customs Act, registered at PS Special Cell, IFSO, subject to the following conditions:

i. The petitioner shall furnish a personal bond in the sum of Rs. 50,000/- (Rupees Fifty Thousand only) with 01 (one) surety in the like amount to the satisfaction of the Trial Court/Duty Magistrate;

ii. The petitioner shall not leave the National Capital Region ("NCR") without prior permission of this Court and shall ordinarily reside at his address as per the prison records;

iii. The petitioner shall furnish his mobile number to the concerned Investigating Officer ("IO")/Station House Officer ("SHO"), and ensure that the said mobile number remains operational and switched on at all times. The mobile number shall not be changed, nor shall the mobile phone be switched off;

iv. The petitioner shall neither tamper with evidence nor otherwise indulge in any act or omission that is unlawful that would prejudice the proceedings in the pending trial;

v. If the petitioner has a Passport, he shall surrender the same to the Jail Superintendent and shall not travel out of the country, without prior permission of this Court;

vi. In case, the petitioner violates any of the conditions, the same shall be brought to the notice of this Court by the learned APP, which shall

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result in cancellation of the interim bail of the petitioner;

vii. Upon expiry of the period of 08 (eight) weeks of interim bail from the date of his release, the petitioner shall surrender before the Jail Superintendent on or before 04:00 PM on the said date.

10. With the aforesaid directions, the present application is allowed and accordingly disposed of.

11. Copy of the order be sent to the concerned Jail Superintendent for information and necessary compliance forthwith.

MINI PUSHKARNA, J

NOVEMBER 20, 2026/KR

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