



\$~10

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

+ **BAIL APPLN. 3732/2025**

NEERAJ

.....Petitioner

Through: Mr. Hemant Baisla, Mr. Hemant Kr
Nirajan, Ms. Neha Yadav and Ms.
Shikha, Advs.

versus

STATE NCT OF DELHI

.....Respondent

Through: Mr. Naresh Kumar Chahar, APP for
the State along with Inspector Vikash.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

08.01.2026

%

1. By way of the present application, the applicant is seeking grant of regular bail in case arising out of FIR bearing no. 862/2024, registered at Police Station Mukherjee Nagar, Delhi for the commission of offences punishable under Sections 103(1)/109(1) & 3(5) of the Bharatiya Nyaya Sanhita, 2023 (hereafter 'BNS').

2. Briefly stated, the facts of the present case are that on 12.10.2024, an information was received *vide* DD No. 103A regarding two injured persons admitted at Trauma Centre, Civil Lines. Accordingly, the concerned Investigating Officer (I.O.) had reached the hospital and upon inquiry, it was revealed that accused Aakash, Ashish, Neeraj (the present applicant) and Vasu had stabbed injured Alok and Ranjeet with a sharp weapon, causing grievous injuries. Accordingly, the present FIR was registered, and



investigation was taken up. The accused persons, including the present applicant Neeraj, were arrested on 13.10.2024 and the weapon of offence was recovered at the instance of the present applicant.

3. The learned counsel appearing on behalf of the applicant argues that the applicant/accused is in judicial custody since 13.10.2024 and he has been falsely implicated in the present case. It is further argued that in the present case deceased died due to medical negligence after 12 days of the said incident, not due to the injuries caused to the deceased. It is further submitted that applicant has clean antecedents. It is further submitted that since the charge-sheet in the present case has already been filed by the IO, no purpose would be served by keeping the applicant behind the bar. It is further argued that both, the complainant and the eye-witness have turned hostile.

4. The learned APP for the State, on the other hand, argues that the allegations against the present applicant/accused are serious in nature. It is thus prayed that the present application for bail be dismissed..

5. This Court has **heard** arguments addressed on behalf of the learned counsel appearing for the applicant/accused as well as the learned APP for the State and has perused the material available on record.

6. After hearing arguments and going through the case file, this Court notes that the complainant, i.e. PW-1 Ranjeet has turned hostile. The other injured Alok has unfortunately passed away. This Court is further informed that PW-2, Sunny, who was eye-witness, has also turned hostile and there is no other eye-witness to the incident in question.

7. Considering the overall facts and circumstances of the case, this Court is inclined to grant regular bail to the applicant herein, on his furnishing



personal bond in the sum of Rs. 20,000/- with one surety of the like amount, subject to the satisfaction of the learned Trial Court/Successor Court/Link Court/Duty Judge concerned on the following terms and conditions:

i) The applicant shall not leave the country without prior permission of the concerned Court and if the applicant has a passport, he shall surrender the same to the concerned trial court.

ii) In case of change of residential address/contact details, the applicant shall promptly inform the same to the concerned Court and IO/SHO concerned.

iii) The applicant shall appear regularly before the learned Trial Court, unless exempted.

8. Accordingly, the present bail application stands allowed and is disposed of.

9. It is, however, clarified that nothing expressed hereinabove shall tantamount to an expression of opinion on merits of the case.

10. A copy of this order be communicated to the concerned jail authorities for necessary compliance.

11. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

JANUARY 08, 2026/A/R