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IN THE HIGH COURT OF DELHI AT NEW DELHI

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BAIL APPLN. 4437/2025

JATIN ALIAS DHANCHHA

.....Applicant

Through: Mr. G.K. Chauhan and Mr. Sandeep
Lamba, Mr. Devender, G. Chauhan
and Mr. Rishi Bajpai, Advocates.

versus

STATE GOVT. OF NCT OF DELHI

.....Respondent

Through: Ms. Meenakshi Dahiya, APP for the
State with Ms. Vanshika Singh and
Mr. Bhanu Pratap Singh, Advocates
with Insp. Neeraj Kr., PS: Anand
Parbat
Mr. Sarthak Karol, SC (DHCLSC)
with Ms. Neelakshi Bhadauria and
Mr. Shashank Sharma, Advocates
for Complainant

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

20.04.2026

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1. By virtue of the present application, under *Section 483* read with *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (***BNSS***) the applicant seek grant of regular bail in proceedings arising out of FIR No.288/2022 dated 06.06.2022 registered at PS.: Anand Parbat, Delhi for the commission of offences punishable under *Sections 302/394/397/411/120B/34* of the Indian Penal Code, 1860 (***IPC***) read with *Section 25* of the Arms Act, 1959 (***Arms Act***).

2. *Succinctly put*, on 06.06.2022, pursuant to a PCR call recorded *vide* DD No. 30A, information was received regarding the presence of a male



dead body. Acting thereupon, the police officials reached the spot, whereupon a male dead body was discovered lying on the side of the road near Ramjas School, Delhi. Upon preliminary examination at the spot, the deceased exhibited a stab wound on the upper-middle side of his abdomen, whereafter, the body was transported to the hospital and the present FIR came to be registered.

3. During the course of investigation, on the basis of the CCTV footage and local enquiry, the deceased was identified as Vijay, aged about 17 years. Subsequently, acting upon the secret information received, the investigating agency apprehended four individuals, including the present applicant. In furtherance thereof, the weapon of offence (*knife*) was recovered at the instance of a co-accused, Ajay @ Bachkanda.

4. Mr. G.K. Chauhan, learned counsel for the applicant primarily submits that the applicant, a young boy aged about 25 years has clean antecedents and has been falsely implicated in the present FIR and has been in judicial custody since 06.06.2022 i.e. for more *three years and ten months* as on date. He submits that there is neither any public witness nor any other clear material on record, including the CCTV footage from the crime scene, to conclusively establish the involvement of the applicant in the present crime. In fact, the wallet of the deceased allegedly recovered from the instance of the present applicant belongs to him and not to the deceased.

5. He further submits that neither has the applicant been named in the present FIR nor has anything incriminating been recovered from his instance. Lastly, the applicant seeks to invoke the principle of parity, since



the main co-accused has been enlarged on bail *vide* order dated 23.09.2025 by a Co-ordinate Bench of this Court.

6. Per contra, Ms. Meenakshi Dahiya, learned APP for the State opposes the present application and submits that the applicant need not be released on bail as the allegations against him are grave and serious in nature for offences under *Sections 302/394/397/411/120-B/34* of the IPC read with *Section 25* of the Arms Act. Moreover, since the present applicant is clearly visible in the CCTV footage as also the looted wallet of the deceased containing the Aadhar Card of the deceased as also the clothes worn by the applicant at the time of incident have been clearly identified in the CCTV footage and recovered at the instance of the present applicant.

7. Mr. Sarthak Karol, learned standing counsel of DHCLSC appearing for the mother of the deceased/ respondent no.2, has handed a copy of the written synopsis. He has made submissions in support of those made by the learned APP.

8. This Court has heard the learned counsels and perused the record.

9. Taking note of the overall facts and circumstances involved herein, the nature and gravity of the accusations levelled against the applicant, the severity of the punishment prescribed in the event of conviction and particularly, since as per the Status Report, *prima facie* the accused persons, including the applicant herein have been seen and identified in the CCTV footage of the crime scene as also the wallet alongwith the Aadhar card of the deceased having been recovered from the applicant, in the opinion of this Court, hardly calls for grant of regular bail to the applicant at this stage.



10. Accordingly, the present application is dismissed and disposed of in the aforesaid terms.

11. Needless to say, since the expression of opinion, if any, are for the purposes of adjudicating the present application only, they shall have no bearing on the overall merits/ trial involved.

SAURABH BANERJEE, J

APRIL 20, 2026/So/DA