



2026:DHC:272



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

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Date of Decision: 13.01.2026+ **BAIL APPLN. 4697/2025 & CRL.M.A. 36186/2025****JOHAN KEVAT ALIAS MASTAN BABA**Petitioner

Through: Mr. Sumit Kumar, Advocate.

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Amit Ahlawat, APP for State
with Inspector Santosh Kumar and
Inspector Babu Lal, PS Kashmere
Gate.**CORAM: JUSTICE GIRISH KATHPALIA****JUDGMENT (ORAL)**

1. The accused/applicant seeks regular bail in case FIR No.562/2022 of PS Kashmere Gate for offence under Section 302 IPC.
2. Broadly speaking, according to prosecution case, a blind FIR was registered on the basis of telephonic information received in the police station regarding discovery of a dead body in the tea stall of the informant. After investigation, the accused/applicant was arrested as a culprit. As per prosecution case, the deceased was killed by way of *danda* blows.

*BAIL APPLICATION 4697/2025**Page 1 of 4 pages***GIRISH
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that tea stall, both of them slept back. It is in the next morning that PW5 came to know about murder of the deceased.

6. At this stage, it is also submitted by learned APP that CCTV footage of the area would reflect that the accused/applicant was roaming around in that area at night also. But that is explainable because that area is a cremation ground (*Nigambodh Ghat*) and the accused/applicant is residing in the cremation ground itself.

7. The other piece of evidence on which the accused/applicant is sought to be connected are his blood stained clothes and the blood stained *danda*. As per the IO, no fingerprints were lifted from the *danda* because no such fingerprints were found. As regards blood detected on clothes of the accused/applicant, it is submitted by the IO that the FSL reported that the said blood could not be connected with blood of the deceased, as blood on the clothes had got degraded by the time of forensic examination.

8. *Prima facie*, I am unable to find any material on the basis whereof further incarceration of the accused/applicant can be justified.

9. Considering the above circumstances, the Bail Application is allowed and accused/applicant is directed to be released on bail, subject to his furnishing a personal bond in the sum of Rs.10,000/- with one surety in the like amount to the satisfaction of the Trial Court. Accompanying application also stands disposed of.

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10. A copy of this order be immediately transmitted to the concerned Jail Superintendent for informing the accused/applicant.

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**GIRISH KATHPALIA
(JUDGE)**

JANUARY 13, 2026/dr