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

+ **BAIL APPLN. 35/2025**

RAJESH GUPTA

.....Petitioner

Through: Mr. Aditya Aggarwal, Mr. Naveen
Panwar and Ms. Kajal Garg,
Advocates

versus

STATE GOVT. OF NCT OF DELHI

.....Respondent

Through: Mr. Amit Ahlawat, APP for State
with SI Dharmender, Special Cell

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

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27.03.2026

1. The accused/applicants seek regular bail in case FIR No. 106/2022 of PS Special Cell for offence under Section 21/61/85 of NDPS Act.

1.1 This bail application came up for the first hearing on 08.01.2025 before the predecessor bench and thereafter continued getting adjourned before different benches. Along with 179 such old pending bail applications, this application also was transferred to this bench.

1.2 Today is the first hearing before me.

2. After addressing partly, learned counsel for accused/applicant, on instructions, seeks permission to withdraw this application with liberty to file afresh before the trial court after recording of testimony of the first IO or



the witnesses of the alleged recovery. It is requested that the learned trial court may consider examining the first IO or the witnesses of the alleged recovery at the outset after framing of charge.

3. As requested, the bail application is dismissed as withdrawn with liberty as sought.

GIRISH KATHPALIA, J

MARCH 27, 2026/as