



\$~9

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

+ **BAIL APPLN. 4982/2025**

KARTIK

.....Petitioner

Through: Ms. Neha Gupta, Ms. Arpita Singh
and Mr. Nimish Sharma, Advs.

versus

STATE NCT OF DELHI

.....Respondent

Through: Mr. Naresh Kumar Chahar, APP for
the State along with SI Mohit Singh.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

11.02.2026

%

1. By way of the present application, the applicant is seeking grant of regular bail in case arising out of FIR bearing no. 1124/2025, registered at Police Station Burari for the commission of offences punishable under Sections 25/54/59 of the Arms Act, 1959.
2. Briefly stated, the facts of the present case are that the present FIR was registered on 07.12.2025 at Police Station Burari, pursuant to DD Entry No. 192A. Accordingly, Police Officer reached the spot, where he met HC Ashutosh, the complainant in the present case. The complainant produced the present applicant, who had been apprehended during patrolling duty after he acted in a suspicious manner noticing the police party. Upon conducting his personal search in accordance with law, one illegal country-made pistol (*desi katta*) was recovered from the possession of the applicant. The weapon



was found empty and was seized, sealed. It is further stated notice under Section 35(3) Bharatiya Nyaya Sanchar Sanhita, 2023 (hereafter 'BNSS') was initially served upon the accused; however, due to his non-cooperation, he was arrested and sent to judicial custody.

3. The learned counsel appearing on behalf of the applicant argues that the applicant has been falsely implicated in the present case and he has been in judicial custody since 07.12.2025. It is argued that chargesheet has been filed, and trial in this case is yet to commence. It is further submitted that the applicant has clean antecedents. It is thus prayed that the applicant be granted regular bail.

4. The learned APP for the State, on the other hand, argues that though the allegations against the present applicant are serious in nature, yet there is no previous involvement of the applicant. It is thus prayed that the application be rejected.

5. This Court has **heard** arguments addressed on behalf of the learned counsel appearing for the applicant 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, it is pertinent to note that the chargesheet in this case has already been filed and no further recovery is to be made from the present applicant.

7. Further, it is to be considered that the applicant is in judicial custody for more than two months. This Court is also informed that there is no previous involvement of the applicant.

8. 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.10,000/- 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.
- iv) The applicant shall not communicate with, or come into contact with the complainant or any of the prosecution witnesses, or tamper with the evidence of the case.

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

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

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

12. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

FEBRUARY 11, 2026/A/R