

I.A. No. 264/2025

SC No. 163-2020

FIR No. 59/2020

PS- Crime Branch, Delhi (Investigated by Special Cell)

U/S. 13/16/17/18 UA (P)Act, 120B r/w

109/114/124-A/147/148/149/153A

186/201/212/295/302/307/341/353/395/419/420/427/4

35/436/452/454/468/471/34 IPC &

Section 3 & 4 Prevention of Damage to

Public Property Act, 1984 and Section 25/27 Arms Act

State Vs. Tahir Hussain & Others (Umar Khalid)

11.12.2025

Present: Sh. Amit Prasad (through WebEx), Sh. Madhukar Pandey, Sh. Anirudh Mishra, Special Public Prosecutors for the State alongwith Sh. Ayodhya Prasad, Advocate and Legal Assistant to SPP alongwith Sh. Harshil Jain, Advocate (in court).

Assisted by Special Investigating Team (Riots)
AdCP Sh. Pramod Singh Khushwah, Retired ACP Lalit Mohan Negi, Consultant (through WebEx), Inspector Sushil Kumar, ASI Shashikant and SI Raj Bahadur, Pairavi Officer from Special Cell.

Sh. Trideep Pais, counsel for the applicant/accused alongwith Ms Sanya Kumar.

1. This is an application moved on behalf of the applicant Umar Khalid u/s. 483 of BNSS read with Section 439 Cr.P.C. seeking grant of interim bail for a period of 15 days from 14.12.2025 to 29.12.2025 to attend the marriage of his real sister Ms. Ayesha Fatima Syeda.

2. It is submitted by Id. Counsel for the applicant that the applicant's younger sister Ms. Ayesha Fatima is getting married to Mr. Maaz Ahmed Khan on 27.12.2025 at L'Elegant Banquet Hall, Kalindi Kunj, New Delhi. Id. Counsel further submits that the marriage functions

will begin from 17.12.2025 and the last function i.e. the marriage will take place on 27.12.2025. Further, the applicant's father is 71 years old and mother is 62 years and during the period of interim bail, the applicant will see and spent some times with his parents. Further, the applicant has been in custody since 13.09.2020, approximately 5 years and three months and will be able to meet his elder sister and her children, who are living abroad and are coming to India to attend the wedding ceremonies. Further, the applicant was granted interim bail twice but he did not misuse the liberty. Further, there is no chance that the applicant will tamper with the evidence or influence any witness.

3. Reply to the application filed by the prosecution after verifying the factum of marriage of Ms. Ayesha Fatima Syeda. It has also been verified that the functions related to marriage will start from 17.12.2025 and the main function i.e. marriage will take place on 27.12.2025.

4. Ld. SPP has opposed the present application with the submission that considering the act of the applicant, the applicant do not deserve any relief. Further, the actual marriage functions will be held from 25.12.2025 to 27.12.2025 i.e. only for three days and there is no necessity to grant interim bail to the applicant for 15 days, as prayed by the applicant.

5. Considering the fact that the marriage is of the real sister of the applicant, the application is allowed and the applicant is granted interim bail from 16.12.2025 to 29.12.2025 on furnishing of personal bond of Rs.20,000/- with two sureties of the like amount subject to the following conditions:

i) The applicant upon his release shall not contact any witness and any person in connection with the present case. Further, the applicant

will provide his mobile number to the investigating officer and will keep it open till the period of interim bail.

ii) During the interim bail period, the applicant shall not use the social media.

iii) During the interim bail period, the applicant shall only meet his family members, relatives and friends. Further, he shall remain at his home or at the places where the ceremonies of marriage as mentioned by him will take place.

iv) The applicant is directed that on the expiry of period of interim bail, he will surrender himself in the evening of 29.12.2025, before the Superintendent of Prison of the concerned jail, who shall thereafter file a report to this court.

A copy of this order be sent to the concerned jail and be given dasti to the Ld. Counsel for the applicant/accused

SAMEER
BAJPAI

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by SAMEER
BAJPAI
Date:
2025.12.11
15:39:59 +0530

(Sameer Bajpai)
Addl. Sessions Judge-03
Shahdara District, Karkardooma Courts,
Dated:11.12.2025