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

+ **BAIL APPLN. 3865/2025**

MOHIT JAISWAL

.....Petitioner

Through: Mr. Aditya Aggarwal, Mr. Mohd. Yasir, Advocates

versus

CENTRAL BUREAU OF INVESTIGATIONRespondent

Through: Mr. Ripudaman Bhardwaj, SPP for CBI with Mr. Kushagra Kumar, Mr. Amit Kumar Rana, Advocates

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

% **27.10.2025**

CRL.M. (BAIL) 2116/2025 (seeks interim bail)

1. The present application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023¹ (erstwhile Section 439 of the Code of Criminal Procedure, 1973²) seeks interim bail in proceedings arising from FIR No. RC2202023E0017 registered under Sections 22/23/29 read with Section 8 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at P.S. EO-II, Delhi on medical/humanitarian grounds.
2. Considering the grounds urged in the application, a medical report was called from the Jail Superintendent. The Office of the Senior Medical Officer, Central Jail No. 03, Tihar, has submitted a report indicating that the

¹ "BNSS"

² "Cr.P.C."



Applicant has been diagnosed with pulmonary tuberculosis and admitted to the isolation ward, Central Jail Hospital. He is being provided Anti-Tuberculosis Therapy (ATT) along with other prescribed medication under the Medicine Department. It is observed that he is haemodynamically, vitally stable and is being provided all prescribed treatment, along with a supplementary protein diet from the Jail Hospital in accordance with jail rules.

3. Counsel for the Applicant submits that the Applicant's condition has not improved and, in fact, necessitated his transfer to the isolation ward for continued treatment. Being diagnosed with pulmonary tuberculosis and requiring ongoing therapy, the seriousness of his condition warrants consideration of temporary relief on purely humanitarian grounds.

4. Mr. Ripudaman Bhardwaj, SPP for the CBI, opposes the application and submits that the Applicant is being provided all necessary treatment within the jail and calls for no special indulgence. He further submits that, as the Applicant's regular bail application is scheduled for hearing on 25th November, 2025, the Applicant should not be released on interim bail.

5. Heard. It is noted that the Applicant has been in custody for a period of more than two years and is suffering from a serious medical condition. Purely on humanitarian grounds, in view of his medical condition, the request is allowed. The Applicant is directed to be released on interim bail and to surrender on or before 20th November, 2025 on his furnishing a personal bond in the sum of Rs.50,000/-, with two sureties in the like amount to the satisfaction of the concerned Jail Superintendent, subject to the following conditions:

(i) The Applicant shall telephonically report to the concerned SHO(s)/ IO



on the first Monday of every two weeks.

(ii) The Applicant shall furnish his telephone number to the SHO(s) concerned, which the Applicant will keep operational at all times.

(iii) The Applicant shall surrender before the Jail Authorities at the expiry of the period of bail.

(iv) The Applicant shall, under no circumstance, leave the NCT of Delhi, without permission of the Trial Court, during the period of his release on interim bail;

(v) The Applicant shall, during the period of his release, provide the address where he would be residing, and shall not change the address without informing the concerned IO/ SHO;

(vi) The Applicant shall not commit any offence during the period of his release on interim bail;

6. The application is disposed of in the above terms.

7. A copy of the order be communicated to the concerned Jail Superintendent for necessary information and compliance.

8. The Jail Superintendent is directed to furnish a report with respect to his surrender before the next date of hearing.

SANJEEV NARULA, J

OCTOBER 27, 2025/ab