IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2026
(ARISING OUT OF S.L.P. (CRL.) NO. OF 2026)
[DIARY NO. 14010 OF 2026]

NAYEEM AHMAD KHAN ...APPELLANT

VERSUS

NATIONAL INVESTIGATION AGENCY (NIA) ...RESPONDENT

O R D E R

1. Leave granted.

2. Delay condoned.

3. **The appellant has been made an accused in connection with F.I.R. No. RC-10/2017/NIA/DLI registered by the respondent-National Investigation Agency, Delhi, for the offences punishable under Sections 120B, 121 and 121A of the Indian Penal Code, 1860 (for short, 'IPC') and Sections 13, 16, 17, 18, 20, 38, 39 and 40 of the Unlawful Activities (Prevention) Act, 1967 (for short, 'UAPA'). The High Court, *vide* impugned order dated 09.04.2025 passed in Criminal Appeal No.118 of 2023, dismissed the application for grant of regular bail. Aggrieved, the appellant is before us.**

4. We have heard the learned Senior Counsel appearing for the parties and perused the material placed on record.

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Date: 2026.01.25 18:03:33 IST
Reason:

5. The learned Senior Counsel submits that pursuant to our earlier orders, all the material witnesses qua the

appellant have been examined and what remains, is the examination of official witness(es).

6. **Though the allegations leveled against the appellant are quite serious and it is a case of bail pending trial, the appellant has been under incarceration for a period of more than nine years.**

7. In view of the above facts and circumstances and taking into consideration the period of incarceration, the impugned order dated 09.04.2025 passed by the High Court in Criminal Appeal No.118 of 2023, stands set aside and the appellant shall be granted bail, subject to the terms and conditions imposed by the concerned Trial Court.

8. However, we make it clear that we have not expressed any view on the merits of the case.

9. Accordingly, the appeal stands allowed in the above terms.

10. Pending application(s), if any, shall stand disposed of.

……J.
(M.M. SUNDRESH)

……J.
(PRASANNA B. VARALE)

New Delhi;
November 23, 2026.
ss

ITEM NO.1 COURT NO.4 SECTION II-D

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 14010/2026

[Arising out of impugned final judgment and order dated 09-04-2025 in CRA No. 118/2023 passed by the High Court of Delhi at New Delhi]

NAYEEM AHMAD KHAN Petitioner(s)

VERSUS

NATIONAL INVESTIGATION AGENCY (NIA) Respondent(s)

IA No. 105632/2026 - CONDONATION OF DELAY IN FILING
IA No. 105634/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 23-11-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) :Mrs. Rebecca John, Sr. Adv.
Mrs. Tara Narula, Adv.
Mr. S. Debabrata Reddy- 4307, AOR
Ms. Shivangi Sharma, Adv.
Ms. Anushka Baruah, Adv.

For Respondent(s) : Mr. Siddharth Luthra, Sr.Adv.

Mr. Suryaprakash V.Raju, A.S.G. (Not Present)
Mr. Annam Venkatesh, Adv.
Mr. Arkaj Kumar, Adv.
Ms. Sarica Raju, Adv.
Mr. Samrat Goswami, Adv.
Mr. Amrish Kumar-aor, Adv.

Upon hearing the counsel, the Court made the following

O R D E R

1. Leave granted.

2. Delay condoned.

3. The appeal stands allowed in terms of the signed order.

4. Pending application(s), if any, shall stand disposed of.

(SHUBHAM SONI) (POONAM VAID)
COURT MASTER (SH) ASSISTANT REGISTRAR

(Signed order is placed on the file)