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

+ **BAIL APPLN. 269/2008**

RANPAL SINGH

..... Petitioner

Through: Ms.Pankhi, Advocate

versus

STATE

..... Respondent

Through: Ms.Kusum Dhalla, APP for the State
Mr.Divya Darshan Sharma, Advocate
for the applicant/complainant

CORAM:

HON'BLE MS. JUSTICE PRATIBHA RANI

ORDER

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27.07.2017

CrI.M.A.9486/2016

1. This application has been filed under Section 482 Cr.P.C. by the legal representatives of the petitioner Late Sh.Ranpal Singh seeking release of ₹5 lacs deposited by the petitioner Sh.Ranpal Singh in compliance of the directions of the order dated 8th February, 2008.
2. Learned counsel for the applicants submit that since the petitioner Sh.Ranpal Singh has expired, being his legal representatives, the amount deposited by him in compliance of order dated 8th February, 2008 may be refunded to them.

3. Order dated 8th February, 2008, in compliance of which the amount of ₹5 lacs has been deposited reads as under:-

“Bail Application No.269/2008

Notice, which is accepted by the learned APP.

On hearing learned counsels for the parties and taking into consideration the nature of the transaction as also the fact that the only reason cited for custodial interrogation is for recovery of ₹5.00 lakh given to the petitioner for renovation of the property and on the petitioner volunteering to depositing a sum of ₹5.00 lakh in Court within ten (10) days, I deem it appropriate to direct that the petitioner shall join the investigation and in case he is arrested he will be released on bail on furnishing a personal bond in the sum of ₹25,000.00 with one surety of the like amount to the satisfaction of the IO/SHO concerned.

Petition stands disposed of.

Dasti.”

4. It is clear from the above order that the amount of ₹5 lac was ordered to be deposited by the Court so as to protect petitioner Sh.Ranpal Singh from custodial interrogation. It cannot be refunded to the legal representatives as the recovery of the amount was claimed by the complainant.
5. In view of the above, the application is dismissed.

PRATIBHA RANI, J.

JULY 27, 2017
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