

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

Date of Decision: March 04, 2015

+ CRL.M.C. 763/2014

ANAND KUMAR VERMA

..... Petitioner

Through: Mr. Sumit Chaudhary, Mr. Anuj
Arya & Mr. Ankit Goel, Advocates

versus

STATE & ANR.

..... Respondents

Through: Mr. Varun Goswami, Additional
Public Prosecutor for respondent
No.1-State with SI Ranvir Singh
Mr. Suryakant Singh, Advocate for
respondent No.2

CORAM:

HON'BLE MR. JUSTICE SUNIL GAUR

JUDGMENT
(ORAL)

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Vide impugned order of 3rd February, 2014, the learned trial court directed the petitioner to deposit indemnity bond in the sum of ₹10,00,000/- in the form of Fixed Deposit Receipt in the court with the rider that the said Fixed Deposit Receipt would be released to the complainant for encashment in case petitioner commits two consecutive defaults in appearance before the trial court. Modification of the aforesaid condition is sought in this petition on the ground that petitioner has no means to place on record the aforesaid Fixed Deposit Receipt of ₹10,00,000/-.

Learned counsel for petitioner on instructions submits that father of petitioner owns a house in Delhi, which is of much more value than ₹10,00,000/- and the title documents of the said property would be deposited with the trial court by petitioner's father, who would stand surety of return of petitioner to face the trial in this FIR case and if for any reason, petitioner commits two consecutive defaults in appearance before the trial court, then the said property can be confiscated and after selling the said property, a sum of ₹10,00,000/- can be released therefrom to the complainant.

Let an undertaking in the aforesaid terms be furnished to the trial court along with original title documents and upon trial court being satisfied with the surety furnished, the condition of furnishing ₹10,00,000/- in the form of Fixed Deposit Receipt, be accordingly substituted by the trial court.

With aforesaid observations, this petition is disposed of.

Dasti.

(SUNIL GAUR)
JUDGE

MARCH 04, 2015

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