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

+ BAIL APPLN. 556/2015

SHYAM SINGH

..... Petitioner

Through: Mr.Nipun Bhardwaj, Advocate

versus

THE STATE (NCT OF DELHI)

..... Respondent

Through: Mr.O.P.Saxena, APP for the State alongwith
Sub Inspector Surendra Singh from Police
Station Fatehpur Beri.

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CORAM:

HON'BLE MS. JUSTICE SUNITA GUPTA

ORDER

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27.04.2015

Vide these applications the petitioner seeks interim bail for a period of one month in case FIR Nos.106/10 and 109/10 on the ground that first cousin brother of the petitioner namely Madan Lal, ex-employee of Indian Air Force died on 01.03.2014. The petitioner was adopted by the father of late Madan Lal being his nephew. As per the Will executed by late Shri Dharam Pal, father of deceased late Madan Lal he nominated the petitioner as his nominee of his movable and immovable properties after his demise and now after the demise of his cousin brother he has received a letter from the Office of Indian Air Force whereby he is required to visit Civil Administration, Air Force Station, Arjangarh to complete the formalities of getting his non effective dues as soon as possible. As such, interim bail for a period of one month is sought on the ground that he is required

to complete the formalities.

As per the status report filed by the State the concerned department gave in writing that presence of next kin is not required and the requisite documents can be collected by his family members. Counsel for the petitioner then submitted that there is no male family member of the petitioner to collect the documents as such he may be sent in custody to complete the formalities. State was thereupon directed to take instructions from the concerned department as to on which date and time the petitioner may be produced. Today a letter dated 27.04.2015 sent by RJA Nasir, Wing Commander, Officer-in-Charge, Civil Administration has been filed to the effect that the presence of Shyam Singh, brother of late Madan Lal is not required in the office for completion of non effective documents formalities of late Madan Lal however the documents are required to be signed by Sh Shyam Singh and may be attested/witnessed by jail authorities. He is also required to produce a certificate of legal heir of late Madan Lal. In view of the same, the petitioner can sign the documents in the jail itself in the presence of Superintendent Jail concerned and thereafter the same be attested by the Jail Superintendent. The department will be at liberty to get the other formalities completed for getting non effective dues of late Madan Lal.

The applications stand disposed of.

A copy of this order be sent to Superintendent Jail for information and compliance.

Sunita Gupta
SUNITA GUPTA, J

APRIL 27, 2015

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