

\$~5

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

+ **BAIL APPLN. 1758/2015**

GITESH RAMDEVA Petitioner
Through **Mr.Raj Pal Singh, Adv.**

versus

STATE (GOVT OF NCT OF DELHI) Respondent
Through **Mr. Raghuvinder Varma, APP for the**
State
ASI Anoop Singh PS Moti Nagar.

CORAM:

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

ORDER

% 17.12.2015

The petitioner, who is the husband of the complainant, was made accused in FIR No.1258/2014 (PS Moti Nagar) instituted for offences under Sections 406/498-A/34 of the IPC.

The marriage of the complainant with the petitioner was solemnised in the year 2013 and only shortly, because of some misunderstanding, the FIR referred to above was lodged at the instance of the complainant, wife.

The complainant is present in Court and submits that though she had filed the aforesaid case against her husband and anothers, but she has now realized that there was some kind of misunderstanding and no further.

The Court has interacted with the complainant. She has stated that though, as on date, no conscious decision has been taken regarding settlement of dispute and her joining her husband in her matrimonial home, but she is very hopeful that a settlement would be arrived at.

Her statement makes it very clear that positive steps are being taken for settlement of matrimonial disputes.

Considering the aforesaid fact, it would only be in the interest of the parties and for the continuance of the marital life of the petitioner and the complainant, the petitioner is granted the privilege of anticipatory bail.

The petitioner, in the event of his arrest to surrender, shall be released on bail on his furnishing a bond in the sum of Rs.10,000/- with two sureties of the like amount to the satisfaction of the arresting officer/SHO of the concerned police station.

By order dated 28.09.2015, the petitioner was directed to hand over his passport to the investigating officer of the case for the fear of the complainant that the petitioner might run away from the country.

Since such apprehension no longer exists and the spouses are almost on the verge of settling their disputes, the passport of the petitioner be returned to him by the investigating officer at the earliest.

This Court has full faith and hope that if the issues between the spouses are approached in a positive manner by them, as it appears to be, there would not be any difficulty in their future marital life.

The application is allowed and disposed of accordingly.

ASHUTOSH KUMAR, J

DECEMBER 17, 2015

ab