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

+ **BAIL APPLN. 2435/2016**

MANISH VERMA

..... Petitioner

Through: Mr. M.S. Yadav, Advocate a/w
petitioner in person

versus

STATE (GOVT OF NCT DELHI & ANR

..... Respondent

Through: Mr. Mukesh Kumar, APP with ASI
Vidya, PS Paschim Vihar a/w
respondent in person

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

ORDER

09.12.2016

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The present order has been passed in continuation of the last order dated 30.11.2016. The medical reports of the prosecutrix along with the status reports have been placed on record. The same show that the prosecutrix was examined twice – firstly on 25.09.2016 at Ayushman Hospital and thereafter on 21.10.2016 at Sanjay Gandhi Memorial Hospital, Mangolpuri, Delhi. The unnatural offence alleged against the petitioner is of 24.08.2016 (whereas according to the complainant, it is 25.09.2016). However, the medical report does not reflect any injury that may have been suffered by the complainant on account of unnatural offence. The medical

report dated 21.10.2016 is also silent in this respect, even though it records the statement of the prosecutrix about her being subjected to unnatural sex.

In these circumstances, in my view, the petitioner is entitled to pre-arrest bail subject to terms. In the event of his arrest, the petitioner shall be released on bail upon furnishing personal bond with one surety in the sum of Rs.20,000/- to the satisfaction of the arresting officer. The petitioner shall not contact the complainant or seek to influence the complainant or any other witnesses or tamper with any evidence in the case. The petitioner shall join the investigation as and when called for by the I.O. and he is directed to cooperate with the investigation.

VIPIN SANGHI, J

DECEMBER 09, 2016

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