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

+ **BAIL APPLN. 47/2017**

KACHO IMTYAZ ALI KHAN

..... Petitioner

Through : Mr.Abhimanyu Kampani, Advocate.
versus

STATE

..... Respondent

Through : Ms.Meenakshi Dahiya, APP with SI
Sarita, PS Model Town.

CORAM:

HON'BLE MR. JUSTICE S.P.GARG

ORDER

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13.04.2017

1. The petitioner seeks anticipatory bail under Section 438 Cr.P.C. in case FIR No.747/2014 registered under Section 376 IPC at PS Model Town. Status report is on record.

2. I have heard the learned counsel for the parties and have examined the file. By an order dated 12.01.2017, the petitioner was granted interim protection and was directed to join the investigation as and when required. Undisputedly, the petitioner has joined the investigation since then.

3. Notice was sent to the complainant to appear. She did not opt to appear despite service.

4. The petitioner and the prosecutrix were acquainted with each other since long. Physical relations took place between the two on several occasions. The prosecutrix declined to undergo internal medical examination.

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5. Considering the facts and circumstances of the case, the petitioner is granted anticipatory bail and in the event of arrest, he be released on furnishing personal bond in the sum of ₹ 40,000/- with one surety in the like amount to the satisfaction of the SHO/Investigating officer. He shall, however, join the investigation as and when required.

6. The bail application stands disposed of.

S.P.GARG, J.

APRIL 13, 2017 / tr