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

+ BAIL APPLN. 231/2017
AKASH ALIAS ARJUN

..... Petitioner

Through : Mr. D. K. Bhatia, Ms. Alka Bhatia
and Mr. Ravinder Kumar, Advs.

versus

STATE NCT OF DELHI

..... Respondent

Through : Ms. Neelam Sharma, APP with
Inspector Yogesh, SHO/PS Khajuri
Khas and ASI Jaiveer PS Khajuri
Khas.

CORAM:

HON'BLE MR. JUSTICE A.K. PATHAK

ORDER

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29.03.2017

Learned counsel for petitioner submits that petitioner has been falsely implicated. Prosecutrix has not stated anywhere that petitioner was armed with any weapon. It is submitted that prosecutrix is aged about 21 years. As per her own version, she was taken by the petitioner to a vacant room and raped by the petitioner there. According to her, she was taken on a motorcycle. Prosecutrix has not alleged that petitioner had threatened her in any manner by any weapon. Prosecutrix remained in the room for a day but she did not make any efforts to escape nor did she raise any alarm, even though the alleged room was situated in a thickly populated area.

Prosecutrix's version itself shows that she was a consenting party.
Petitioner is in custody since December 2015.

Keeping in mind the totality of circumstances, petitioner is admitted to bail subject to his furnishing a personal bond in the sum of ₹25,000/- (Rupees Twenty Five Thousand Only) with one surety of the like amount to the satisfaction of trial court.

Application is disposed of in the above terms.

Dasti.

A.K. PATHAK, J.

MARCH 29, 2017/dk