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

+ **BAIL APPLN. 1087/2017**

ANIL PASSI

..... Petitioner

Through: Mr. Hanumant Sakhuja, Mr.
Siddharth Gaurav & Mr. Akshay Kr.
Verma, Advs.

versus

THE STATE GOVT OF NCT OF DELHI

..... Respondent

Through: Mr. Akshai Malik, APP for State with
SI Malti, PS Model Town.

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

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31.05.2017

Crl.M.A. 9701/2017

Allowed, subject to all just exceptions.

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Status report filed. Heard. The investigation file has been perused. The prime allegations of the prosecutrix constituting the offence under Section 376 IPC are directed against Sourabh Passi, son of the petitioner herein. They relate to the period of January, 2017. The allegations against the petitioner essentially pertain to 18th March, 2017 when the prosecutrix claims to have visited the house of the petitioner. There is no explanation as to the purpose of such visit by her.

Be that as it may, in the context of what happened at the time of such visit she accuses the petitioner and his son-in-law sexually assaulting her. There is no description of the actual acts committed by the petitioner or the person assisting him whether or not the acts committed amounted to sexual

assault is matter of opinion which can be gathered only if the event is properly described.

In the facts and circumstances, the petitioner deserves protection. It is directed that in the event of he being arrested the petitioner shall be released on bail on he furnishing personal bonds in the sum of Rs.20,000/- with one surety in like amount to the satisfaction of the arresting officer subject to the conditions that he shall continue cooperating with the investigation and join the same as and when called upon to do so and shall not come in contact with or try to influence any of the witnesses connected to the case.

It is made clear that this order will inure only till the date of first appearance of the petitioner in the event of a charge-sheet being filed on conclusion of the investigation and process being issued against him by the court of cognizance.

Petition is thus, allowed.

Dasti under the signature of Court Master.

R.K.GAUBA, J

MAY 31, 2017

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