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

+ **BAIL APPLN. 2294/2015**

VIKAS TOMAR

..... Petitioner

Through : Mr.B.P.Agarwal, Advocate.

versus

STATE & ANR.

..... Respondents

Through : Ms.Meenakshi Dahiya, APP.
Complainant in person.

CORAM:

HON'BLE MR. JUSTICE S.P.GARG

ORDER

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02.02.2017

1. The petitioner seeks anticipatory bail under Section 438 Cr.P.C. in case FIR No.1092/2015 registered under Section 376 IPC at Burari. Status report is on record.

2. I have heard the learned counsel for the parties including the complainant in person and have examined the file. By an order dated 16.12.2015, 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. The prosecutrix was admittedly major aged around 20 years on the day of occurrence. Physical relations took place between the parties on several occasions albeit on the alleged promise to marry. When the marriage between the parties did not happen, the instant FIR was lodged.

3. 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.

4. The bail application stands disposed of.

S.P.GARG, J.

FEBRUARY 02, 2017 / tr