

\$~6

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

+ **BAIL APPLN. 1102/2018**

**TARUN KUMAR SAINI** ..... Petitioner

Through: **Mr. R.K. Dubey, Advocate**

versus

**THE STATE (GOVT.OF NCT OF DELHI)** ..... Respondent

Through: **Mr. Mukesh Kumar, APP for the  
State with SI Devendra Kumar, PS  
Sarai Rohilla, Delhi**

**CORAM:**

**HON'BLE MR. JUSTICE R.K.GAUBA**

**ORDER**

**%**

**11.07.2018**

**CrI.M.A.9104/2018 (exemption)**

Exemption allowed subject to all just exceptions.

Application stands disposed of.

**BAIL APPLN. 1102/2018**

Though report under Section 173 of the Code of Criminal Procedure, 1973 (Cr.P.C.) is stated to have been filed pursuant to the investigation into case FIR No.221/2017 seeking prosecution of the petitioner for offence punishable under Sections 498-A/306/34 IPC, the learned Additional Public Prosecutor submitted, that the court of Sessions where the case was committed has directed certain further investigation and the matter is still pending at that stage. The petitioner is the husband of the victim Nisha Saini, who, it is stated committed suicide by hanging on 18<sup>th</sup> June, 2017. It is stated that the petitioner and the deceased were married in March, 2014.

*BAIL APPLN. 1102/2018*

*Page 1 of 3*

The prime reason leading to the victim feeling constrained to commit suicide is explained as illicit relation of the petitioner with a lady named Divya, whose name appears in column No.11 in the charge-sheet. The petitioner was arrested on 23.06.2017.

Having regard to the facts and circumstances of the case and the fact that the process directed by Sessions court is likely to take some time to conclude, no useful purpose would be served by keeping the petitioner in judicial custody. He is admitted to bail on he furnishing personal bond in the sum of Rs.20,000/- with one surety in the like amount to the satisfaction of the trial court, subject to the further following conditions:-

(i) Prior to his release, he shall give the telephone numbers of self and of at least one other responsible family member besides that of the surety to the trial court;

(ii). He shall scrupulously appear at each and every stage of the proceedings before the trial court so as not to cause any obstruction or delay to its progress;

(iii). He shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected;

(iv). He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence; and

(v). He shall not leave India without the prior permission of the court of cognizance or the trial court, as the case may be, and to ensure due compliance with this condition and shall deposit his passport, if he

holds one, with the said court.

The bail petition is disposed of in these terms.

A copy of this order shall be transmitted to the jail authorities and to the trial court.

*Dasti* under the signature of Court Master.

**R.K.GAUBA, J.**

**JULY 11, 2018**

**vk**

*BAIL APPLN. 1102/2018*

*Page 3 of 3*