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

% Judgment delivered on: 13.12.2018

+ BAIL APPLN. 1815/2018

JATIN CHADHA

..... Petitioner

versus

THE STATE (GOVT. OF NCT OF DELHI) Respondent

Advocates who appeared in this case:

For the Petitioner : Ms. Anita Sahani, Advocate.

For the Respondent : Ms. Meenakshi Dahiya, APP for the
State.
SI Lalit Kumar, PS Deshbandu Gupta
Road.
Md. Qamar Ali with Mr. Arjun
Gadhoke, Advocates.

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT

13.12.2018

SANJEEV SACHDEVA, J. (ORAL)

1. Petitioner seeks anticipatory bail in FIR No.93/2018 under Sections 498A/406/377/323/34 IPC, Police Station Desh Bandu Gupta Road.

2. The subject FIR emanates out of a matrimonial dispute. The petitioner is the husband of the complainant.

3. The parties had prayed that they be referred to mediation and, accordingly, the parties were referred to mediation on 01.08.2018.

4. Parties have settled their disputes through the process of mediation at the Delhi High Court Mediation & Conciliation Centre and a Settlement Agreement dated 06.12.2018 has been executed between the parties. Same has also been placed on record.

5. As per the settlement, the petitioner has, *inter alia*, agreed to pay a total sum of Rs.39,50,000/- to the complainant for her as well as the children's maintenance etc. As per the settlement, a sum of Rs.50,000/- is to be paid today.

6. A pay order in the sum of Rs.50,000/- has been produced in Court. However, on perusal of the pay order, it transpired that the pay order has been prepared in the name of the complainant with her surname and the same does not tally with the name in her bank account.

7. The pay order has been returned to the learned counsel for the petitioner for the purposes of amendment. She undertakes that the amended pay order shall be handed over to the complainant through counsel within 3 days.

8. The petitioner was granted interim protection by order dated 01.08.2018 subject to joining investigation, as and when so required by the Investigating Officer.

9. Since the parties have settled their disputes, I am satisfied that the petitioner has made out a case for grant of anticipatory bail.

10. Accordingly, it is directed that in the event of arrest, the arresting officer/IO/SHO shall release the petitioner on bail on his furnishing a bail bond in the sum of Rs. 15,000/- with one surety of the like amount to the satisfaction of the arresting officer/Investigating Officer/SHO concerned. Petitioner shall not do anything that may prejudice the trial or the prosecution witnesses. Petitioner shall join investigation as and when required by the Investigating Officer.

11. The petition is disposed of in the above terms.

12. Order *Dasti* under signatures of the Court Master.

DECEMBER 13, 2018
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SANJEEV SACHDEVA, J