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

+ **BAIL APPLN. 2163/2017**

VARINDER SINGH SETHI

..... Petitioner

Represented by: Mr. Peeyoosh Kalra, Mr.
Neeraj Sharma, Ms. Sona
Babbar and Ms. Puja Singh,
Advocates.

versus

THE STATE NCT OF DELHI

..... Respondent

Represented by: Ms. Meenakshi Chauhan, APP
for the State with SI Bhawani
Shankar, PS Miyanwali.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

05.02.2018

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1. Status report has been handed over which is taken on record.
2. By this petition the petitioner seeks anticipatory bail in case FIR No. 394/2017 under Sections 448/380/454/120B IPC registered at PS Mianwali Nagar on the complaint of Ms. Ritu Kohli sister of the petitioner.
3. In the FIR the complainant stated that flat No. GH-13/397, Paschim Vihar, Delhi had been purchased out of the funds of her father in the name of the petitioner however, as per the oral family settlement the said flat came to her share. She had been living in the said flat which was in her possession since 2003 though in the year 2015 she and her family moved out of the said flat to property No. B-409, 2nd Floor, Meera Bagh, Delhi. It is the case of the complainant that on 28th July, 2017 the petitioner attempted to

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trespass the property and committed theft of her articles lying there. Thereafter the petitioner took forcible possession of the flat and has sold the same.

4. In view of the nature of allegations, the fact that the dispute essentially is of division of the property belonging to the parents and that the petitioner has already joined the investigation, this Court deems it fit to grant anticipatory bail. It is, therefore, directed that in the event of arrest the petitioner be released on bail on his furnishing a personal bond in the sum of ₹25,000/- with one surety of the like amount, subject to the satisfaction of the Arresting Officer/SHO concerned, further subject to the condition that he will join the investigation as and when directed by the Investing Officer and will not leave the country without prior permission of the Court concerned and in case of change of address of the petitioner, the same will be intimated to the learned Trial Court by way of an affidavit.

5. Petition is disposed of.

6. Order dasti.

MUKTA GUPTA, J.

FEBRUARY 05, 2018

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