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

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Judgment delivered on: 11.02.2019

+ BAIL APPLN. 185/2019

ANWAR HUSSAIN

..... Petitioner

versus

THE STATE (GOVT. OF NCT DELHI)

..... Respondent

Advocates who appeared in this case:

For the Petitioner :

Mr. Shamsher Ali and Mr. Mohd. Idrish, Advocates.

For the Respondent:

Mr. Hirein Sharma, APP for the State with
SI Prateek Saxena, PS Jaitpur

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT

SANJEEV SACHDEVA, J. (ORAL)

1. Petitioner seeks regular bail in FIR No.319/2018 under Section 354-A/323/509/506/34 IPC, Police Station Jaipur, Delhi. Petitioner has been in custody since 30.04.2018.

2. The allegations in the FIR are that the petitioner has misbehaved with the complainant when she had come to her mother's house. It is alleged that the petitioner had used abusive language and called her a whore and even offered her money in exchange for favour. When the mother of the complainant went to the house of the petitioner to speak to his mother about said incident, it is alleged that petitioner assaulted them with a blade and also inappropriately touched the prosecutrix.

3. Learned counsel for the petitioner submits that the petitioner has been falsely implicated and the subject FIR is motivated and is a counter-blast to the complaint given by the petitioner against the family of the complainant. Further it is contended that as per the MLC nature of injury sustained was simple.

4. Without commenting on the merits of the case and keeping in view of the totality of the facts and circumstances of the case and that the petitioner has been in custody for the last over nine months and the nature of injury sustained is simple, I am satisfied that petitioner has made out a case for grant of regular bail.

5. Accordingly, on petitioner furnishing a bail bond in the sum of Rs. 25,000/- with one surety of the like amount to the satisfaction of the Trial Court, petitioner shall be released on bail, if not required in any other case. Petitioner shall not do anything which may prejudice either the trial or the prosecution witnesses. Petitioner shall not make any endeavour to contact the prosecutrix or her family members.

6. Petition is allowed in the above terms.

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

SANJEEV SACHDEVA, J

FEBRUARY 11, 2019

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