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

+ **BAIL APPLN. 1814/2020**

MAHAVIR ARYA

..... Petitioner

Through: Mr. Summinder Paswan, Advocate

Versus

STATE GOVT.NCT OF DELHI

..... Respondent

Through: Mr. Izhar Ahmed, Additional

Public Prosecutor for State with
ASI Mahipal

Mr. Abhinav Agnihotri, Advocate
for complainant/Bank

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

ORDER

% **03.03.2021**

Crl. M.A.3478/2021 (Exemption)

1. Allowed, subject to all just exceptions.
2. Application is disposed of.

Crl.M.A. 3477/2021 in BAIL APPLN. 1814/2020

3. In FIR No.39/2020, under Section 420/34 IPC, registered at police station Palam Village, Delhi, petitioner was released on bail by order of this Court dated 14.08.2020 on an undertaking furnished by the petitioner that he will make the payment to complainant/bank along with interest accrued, if any, as per the schedule below:-

S No.	Date of Payment	Payment
1.	On or before 30.09.2020	Rs.4,00,000/-
2.	On or before 31.10.2020	Rs.4,00,000/-
3.	On or before 30.11.2020	Rs.4,00,000/-

4.	On or before 31.12.2020	Rs.5,00,000/-
5.	On 15.01.2021	Rs.5,00,000/-
6.	On or before 28.02.2021	Rs.4,03,353/-
	Total Amount	Rs.26,03,353/-

4. By this application, applicant/petitioner is seeking further time of four months to comply with the order dated 14.08.2021.

5. Notice issued.

6. Mr. Izhar Ahmed, Additional Public Prosecutor for respondent No.1/State and Mr. Abhinav Agnihotri, Advocate for complainant/bank, accept notice.

7. Learned counsel for petitioner submits that petitioner has deposited a sum of Rs.6,00,000/- with the complainant/bank on 25.02.2021.

8. The aforesaid submission is disputed by learned counsel for complainant/bank who submits that till 01.03.2021, not even a penny has been paid by the petitioner towards the outstanding amount.

9. The fact remains that the order dated 14.08.2020 has not been complied with by the petitioner. The conduct of petitioner dissuades this Court to continue the concession of bail granted to him.

10. In view of above, I hereby recall order dated 14.08.2020. Petitioner is directed to surrender with the concerned Jail within two days i.e. on or before 05.03.2021 by 04:00 p.m.

11. With aforesaid directions, this application is dismissed.

SURESH KUMAR KAIT, J

MARCH 03, 2021

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