

PS Dwarka South
u/s 498A/406/377/376/509/34,IPC

16.12.2021

Ld. Counsel Sh. Nitish Banka for all the applicants.

IO files reply and the same is placed on record in bail application of applicant [redacted]. Copy of the same is given to counsel for the applicants.

Submissions on the anticipatory bail applications heard. Record perused.

In this case, besides the allegations qua offences under sections 498A/406, IPC there are allegations of unnatural physical relations against the husband [redacted]. As against the father-in-law [redacted] there are allegations of rape under section 376, IPC on the assertion that in October, 2016 he had sexually assaulted her by removing her undergarments and inserting his fingers in her private part.

It appears from the material on record that earlier too the complainant had got registered an FIR at PS Dwarka South vide

under section 498A/406/354/34, IPC. This FIR was quashed by Hon'ble Delhi High Court o . From the reply of the IO it also appears that the complainant and her husband had moved a petition for mutual divorce. As per the assertion of the accused the complainant took Rs. 5 lacs on the first motion for mutual divorce. However, the complainant avers that this amount of Rs. 5 lacs was given to her in lieu of her jewellery of Rs. 15 lacs which she had given to her in-laws.

Considering all the facts and circumstances, this Court directs that in the event of arrest accused /

shall be released on bail on furnishing of personal bond and surety bond in the sum of Rs. 30,000/- each to the satisfaction of IO/SHO. Applications under section 438 of CrPC are disposed of. File be consigned to record room.