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

+ BAIL APPLN. 2489/2023

AKSHAY JAIN

..... Petitioner

Through: Mr Abhimanyu Bhandari, Mr Utsav Saxena, Ms Vidula Mehrotra, Mr Kartikey Singh, Mr Kaveesh Nair, Ms Aashna Mehr, Ms Stuti Karwal and Mr Amit Dubey, Advocates.

versus

STATE OF NCT OF DELHI

..... Respondent

Through: Mr Aashneet Singh, APP for the State with SI Vijay Maan, IO.
Insp. Tej Dutt Gaur, Insp. Rajeev Vats and Mr Rajesh Kumar, complainants.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

17.10.2023

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1. The present application has been filed under Section 439 CrPC seeking regular bail in FIR No.0012/2019 under Sections 420/34 IPC (subsequently charge-sheet was filed under Sections 420/467/468/471/34 IPC) registered at PS Civil Lines.

2. Learned counsel for the petitioner submits that the petitioner as well as three complainants have entered into a settlement vide Settlement Deed dated 16.10.2023. A copy of the said settlement is handed over in the Court and the same is taken on record.

3. A perusal of the Settlement Deed shows that the three complainants,



namely, Tej Dutt Gaur, Rajeev Kumar Vats and Rajesh Kumar will be paid settlement amount of Rs.8,50,000/-, Rs.5,00,000/- and Rs.4,50,000/- respectively, towards compensation in instalments as mentioned therein, apart from the amount which they will be entitled to take from the NCLT where the CIRP/liquidation proceedings qua the company are pending. This position is affirmed by the three complainants, who are present in the Court. They further state that they have no objection in case the petitioner is enlarged on bail subject to his complying with the terms of the Settlement Deed dated 16.10.2023.

4. In view of the above, the petitioner is admitted to regular bail subject to the petitioner furnishing a Personal Bond in the sum of Rs.50,000/- and one Surety Bond of the like amount to the satisfaction of the learned Trial Court/CMM/Duty Magistrate, further subject to the following conditions:-

- a) Petitioner shall appear before the Court as and when the matter is taken up for hearing.
- b) Petitioner shall provide mobile number to the IO concerned which shall be kept in working condition at all times and shall not change the mobile number without prior intimation to the Investigating Officer concerned.
- c) Petitioner shall not indulge in any criminal activity and shall not communicate with or come in contact with the complainants or any family members of the complainants.

5. It is made clear that in case the terms of the aforesaid settlement deed are not complied with by the petitioner, the complainants shall be at liberty to move for the cancellation of the bail granted to the petitioner.



6. The petition stands disposed of.
7. Copy of the order be forwarded to the concerned Jail Superintendent for information and necessary compliance.
8. Order *dasti* under signatures of the Court Master.

VIKAS MAHAJAN, J

OCTOBER 17, 2023
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