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

+ CRL.M.C. 5749/2023

KRISHAN CHAND

.....Petitioner

Through: Mr. Narender Sharma, Advocate.

versus

THE STATE (N.C.T. OF DELHI) & ANR.Respondents

Through: Mr. Aashneet Singh, APP for State
with SI Mahendra Koli, PS Bhalswa
Dairy.

Mr. Vishnu Sharma, Adv. for R-2.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

20.09.2024

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1. By way of the present petition, the petitioner seeks recall of order dated 26.05.2023, wherein respondent No.2 was admitted to anticipatory bail.
2. Learned counsel for the petitioner submits that it was noted in the order that respondent No.2 had agreed to pay a sum of Rs.5 lacs to the petitioner. He submits that respondent No.2 however, has violated the said condition and thus, his non-compliance justifies petitioner's challenge to the prayer seeking cancellation of anticipatory bail granted to respondent No. 2.
3. The petition is resisted by learned counsel for respondent No.2 who submits that during the trial, the material has come on record indicating that the said amount already stands paid. He further submits that the petitioner was a retired ASI in Delhi Police.
4. I have perused the impugned order and material placed on record.



5. A reading of the impugned order would show that the payment of Rs.5 lacs was not imposed as the condition for the grant of anticipatory bail. It was merely a statement recorded in the order indicating that the applicant was willing to pay the aforementioned amount. Even otherwise, the submission made on behalf of respondent No.2 that a sum of Rs. 5 lacs already stands paid, I find no ground to interfere with the impugned order.
6. Accordingly, the petition stands dismissed.

MANOJ KUMAR OHRI, J

SEPTEMBER 20, 2024

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