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

+ CRL.REV.P. 673/2016

C B I

..... Petitioner

Through: Mr. Anil Grover, SPP for CBI

versus

S K KHANNA & ORS

..... Respondent

Through: Mr. Kishore Dimania, Adv. for R-3

CORAM:

SH. RAVINDER SINGH (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

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04.02.2020

Ld. counsel for R-3 placed on record personal bond and surety bond of R-3 namely Ashok Kumar. The personal bond and surety bond of R-3 filed today vide diary no. 149695.

Respondent no. 3 present alongwith his surety namely Kamaljeet Singh Birdi S/o Sh. Mohinder Singh Birdi R/o H. No. L-2/103A, DDA Flats, Kalkaji, New Delhi-110019.

Respondent furnished his personal bond of Rs. 50,000/-.

Surety bond for Rs. 50,000/- alongwith an affidavit and copy of FDR for Rs.50,000/- and proof of residence furnished by the Surety- Kamaljeet Singh Birdi S/o Sh. Mohinder Singh Birdi. His credentials are formally verified. Original **FDR** bearing no. 360256 dated 29-01-2020 drawn on Punjab & Sind Bank is seen and returned with an endorsement to the concerned **Bank** not to release the same till further orders.

Surety, Kamaljeet Singh Birdi S/o Sh. Mohinder Singh Birdi is

identified by counsel for Respondent no. 3.

Personal bond and surety bond furnished on behalf of Respondent no.3 is found in order and accordingly the same are hereby accepted.

Registry is directed to send a communication to the concerned bank informing that the surety Kamaljeet Singh Birdi S/o Sh. Mohinder Singh Birdi has stood surety for Respondent no. 3 and furnished a copy of his FDR as security. The concerned bank is directed not to release the FDR amount until further orders from this Court.

Ld. counsel for respondent no.3 request for release of earlier FDR of surety of R-3 for an amount of Rs. 1 lakh in view of order of Hon'ble Court dated 28-01-2020.

Office reported that Trial Court Record is not available with the Registry as returned in reference to order of Hon'ble Court dated 10-12-2018 passed in CRL.Rev. P. 347/2016.

Ld. counsel for R-3 submitted that respondent be allowed to get release the FDR of Rs. 1 lakh of earlier surety of R-3, in terms of order of Hon'ble Court dated 28-01-2020 from the trial court record, where it is available.

Since R-3 furnished fresh surety/security in terms of order of Hon'ble Court dated 28-01-2020, hence, the earlier surety of R-3 is entitled to get release his FDR of Rs. 1 lakh from the record, where it is available.

List this matter before the Hon'ble Court for the date already fixed i.e, 19-03-2020.

RAVINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 04, 2020
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