

**Sr. No. 204
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM No. M-34020 of 2015 (O&M)

Date of Decision: 01.12.2015

Raj Parshad

--Petitioner

Vs

State of Haryana

--Respondent

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Rakesh Kumar Sharma, Advocate,
for the petitioner.

Mr. Surinder Saini, AAG, Haryana.

RAMESHWAR SINGH MALIK J. (ORAL)

Petitioner seeks pre-arrest bail in FIR No. 07 dated 08.01.2015 under Sections 395 and 120-B of Indian Penal Code registered at Police Station Farukhnagar, Gurgaon, District Gurgaon.

Notice of motion was issued and interim protection was granted to the petitioner.

Learned counsel for the petitioner placed before this Court the relevant document to show that he has joined the investigation on 28.10.2015 and co-operated with the investigating agency. He further submits that petitioner is no more required for further investigation. He prays for allowing the present petition.

On the other hand, learned State counsel on instructions from ASI Dinesh Kumar, Police Station Farukhnagar, District Gurgaon submits that although the petitioner came for joining the investigation on 28.10.2015 but thereafter he never joined the

investigation. He prays for dismissal of the present petition.

After hearing learned counsel for the parties and going through the record of the case, this Court is of the considered opinion that keeping in view the totality of the facts and circumstances of the case, petitioner has been found entitled for concession of anticipatory bail. Joining of the petitioner on 28.10.2015 has not been denied. In such a situation, further investigation of the petitioner would not be required.

In view of the above and without commenting anything further on the merits of the case at this stage, lest it should prejudice the rights of either of the parties, instant petition is allowed and the order dated 21.10.2015 passed by this Court is hereby made absolute, however, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of accordingly.

(RAMESHWAR SINGH MALIK)
JUDGE

01.12.2015
vandana