

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9772 of 2015.

Decided on:-July 31, 2015.

Manoj.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. J.S. Hooda, Advocate
for the petitioner.

Mr. Kapil Aggarwal, AAG, Haryana.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail to the petitioner in case FIR No.766 dated 31.12.2014 under Sections 498-A and 406 IPC, registered at Police Station Camp Palwal, District Palwal.

This Court vide order dated March 26, 2015 has passed the following order:-

“Learned counsel for the petitioner contends that the wife, namely, Priti is living separately from the petitioner since the year 2011 and the allegation of dowry articles in the form of Rs.50,000/- and a buffalo are wrong, as the petitioner is well-

settled person and owing 150 bighas land. Learned counsel further states that the petitioner would not raise dowry demand for such a petty amount.

Notice of motion for 26.05.2015.

In the meanwhile, in the event of arrest of petitioner, he shall be released on ad interim bail to the satisfaction of the arresting officer. He shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

On May 26, 2015, learned State counsel, on instructions from ASI Ramesh Chand, submitted that the petitioner is not cooperating with the investigating agency.

Learned counsel for the petitioner conceding the aforesaid objection as raised by learned State counsel, undertook that the petitioner will join the investigation and cooperate with the investigating agency. Accordingly, the petitioner was directed to appear before the investigating officer on 28.05.2015 on 11:00 A.M.

Still on 28.05.2015, the petitioner did not join the investigation and this Court vide order dated July 6, 2015 again directed the petitioner to appear before the investigating officer on 10.07.2015 on 11:00 A.M. but once again the petitioner had not joined the investigation.

As informed by the learned State counsel, on instructions from ASI Mahesh Kumar, the petitioner was not cooperating in the investigation in the case and, as such, the petitioner was further directed to appear before

the investigating officer on July 28, 2015 at 9:00 P.M. in the presence of Superintendent of Police, Palwal.

Even today, as informed by the learned State counsel, on instructions from ASI Dharam Pal, the petitioner has not joined investigation in the presence of S.P. Palwal.

The aforesaid orders apparently show that the petitioner is not cooperating in the investigation, so, he has no right to seek further extension of interim bail granted to him on 26.3.2015.

Accordingly, the present petition filed under Section 438 Cr.P.C. for grant of anticipatory bail is dismissed.

(HARI PAL VERMA)
JUDGE

July 31, 2015
'Yag Dutt'