

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M -17346 of 2016 (O&M)
Date of decision: 14.09.2016

Rajbir

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Ms. Sukhpreet Kaur, Advocate
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Ram Parkash.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.570 dated 02.12.2015, registered under Section 392 read with Section 34 IPC, at Police Station Shahbad, District Kurukshetra.

On 19.05.2016, this Court had passed the following order:-

“Counsel would place reliance upon an order dated 10.03.2016 passed by this Court in CRM No.M-8083 of 2016 to contend that co-accused Amar and against whom there were similar allegations has been granted ad interim protection as regards arrest.

Notice of motion, returnable for 01.06.2016.

To be listed along with CRM No.M-8083 of 2016.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

It is contended that in pursuance of the order dated 19.05.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 19.05.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

14.09.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No