

CRM-M No.28636 of 2016 (O&M)

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

**CRM-M No.28636 of 2016 (O&M)
Date of Decision : 26.09.2016**

Kashmiri

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : None for the petitioner.

Mr. Kuldeep Tiwari, Additional A.G., Haryana.

AJAY TEWARI, J. (Oral)

This is a petition for grant of pre-arrest bail to the petitioner under Section 438 Cr.P.C. in case FIR No.247 dated 16.06.2016 registered under Sections 420/415/120-B IPC and 15(2), 15 (3) of Indian Medical Council Act and 3-A, 6 (c), 23 of Pre-Natal Diagnostic Techniques (Regulation and Prevention of misuse) Act, 1994 at Police Station Civil Line, Kaithal, District Kaithal.

On 19.08.2016 the following order was passed:-

“Notice of motion returnable for 26.09.2016.

In the meanwhile, in the event of arrest, petitioner shall be released on ad-interim anticipatory bail in FIR No.247 dated 16.06.2016 registered under Sections 420, 415, 120-B IPC and Section 15(2), 15(3) of Indian Medical

Council Act and 3A, 6(c), 23 of Pre-Natal Diagnostic Techniques (Regulation and Prevention of misuse), at Police Station Civil Line Kaithal, District Kaithal, on furnishing of bail bonds amounting to Rs.10,000/- with one surety of like amount, to the satisfaction of Arresting Officer. ”

Learned Additional Advocate General, on instructions from ASI Ishwar Singh accepts the fact that the petitioner has joined the investigation and is no more required for custodial interrogation.

In these circumstances, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. The interim order dated 19.08.2016 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

26.09.2016
pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No