

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

CRM-M-6748-2016 (O&M)
Date of decision : 31.08.2016

Ashok Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Gaurav Gupta, Advocate,
for Mr. Deepak Sonak, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana,
assisted by ASI Mukesh.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in case FIR No.568 dated 10.11.2015, registered under Sections 324, 506 and 326 read with Section 34 of the Indian Penal Code, at Police Station Palam Vihar, District Gurgaon.

Heard.

On 25.02.2016, the following order was passed:-

“Counsel would submit that the F.I.R was initially registered under sections 324, 506, 34 I.P.C and the petitioner was arrested and even a knife was got recovered. Counsel submits that the petitioner, thereafter, had even been bailed out. However, the present petition has been necessitated on account of the fact that offence under Section 326 I.P.C has been added subsequently. Counsel submits that under such

circumstances custodial interrogation of the petitioner would not be required.

Notice of motion, returnable for 19.5.2016.

In the meanwhile, petitioner is directed to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/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.”

Learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, 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 25.02.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

31.08.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No