

Criminal Misc. No. M- 19944 of 2017 (O&M)

Date of decision : September 07, 2017

Rohit @ Sandeep

.....Petitioner

Versus

State of Haryana

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Surender Saini, Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 59 dated 23.02.2017 under Sections 379A, 354A, 354D, 506/34 IPC at Police Station City Gohana, District Sonapat.

While issuing notice of motion in this case, the contentions noted on behalf of the petitioner read as under:-

“ Learned counsel has referred to photographs (Annexure P-2) to contend that both the petitioner and the complainant were in relationship and when the petitioner was to get married with some other girl, the present F.I.R. has been registered by the complainant in order to put pressure upon the petitioner to marry with the complainant. Further even after lodging of the F.I.R., the complainant has been messaging the petitioner even at odd hours.”

It is submitted that the petitioner has since joined investigation.

He undertakes not to misuse the concession of anticipatory bail, if granted to him. This petition be, thus, allowed.

Learned counsel for the State, on instructions from ASI Wazir Singh, verifies that the petitioner has joined investigation and his custodial interrogation, in this case, is not required. It is further verified that the petitioner is not involved in any other criminal case except FIR No. 340 dated 21.06.2016, which was registered at the instance of the present complainant herself. However, the matter was compromised between the parties and the petitioner was not proceeded against.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 31.05.2017 is made absolute.

September 07, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No