

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

**CRM-M-24719-2016
Date of decision-20.03.2017**

**Sukhdayal and another
Vs.
State of Haryana**

...Petitioners

...Respondent

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Rajesh Khandelwal, Advocate for the petitioners.

Mr. Saurabh Mohunta, DAG, Haryana assisted by
SI Harpal Singh.

Mr. Vipul Aggarwal, Advocate for the complainant.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner No.1 has sought anticipatory bail in FIR No.202 dated 08.03.2016, registered under Sections 148, 323, 324, 326, 452 and 506 read with Section 149 of Indian Penal Code at Police Station Sadar Karnal.

On 08.09.2016, this Court had passed the following order:-

*“Report in terms of order dated 24.08.2016, has been submitted in a sealed envelop, which is opened and perused. The injury is not on the vital part.
Petitioner No.1 is allowed to join the investigation.
Post again on 04.11.2016.
Meanwhile, in the event of arrest of the petitioner No.1 by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-
1.That he shall make himself available for interrogation by a police officer as and when required;
2.That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer*

and;

3.That he shall not leave India without prior permission of the Court.”

It is contended that in pursuance of the orders dated 08.09.2016 and 23.12.2016, the petitioner No.1 has joined the investigation and as per inquiry report, injury is not on the vital part.

The learned State counsel on instructions, submits that the petitioner No.1 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 08.09.2016, 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.

(JITENDRA CHAUHAN)
JUDGE

March 20, 2017

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