

Criminal Misc. M- No. 37814 of 2016 (O&M)

Date of decision : January 27, 2017

Vishal

.....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Ankit Gupta, Advocate for
Mr. Rahul Rathore, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

None for respondent No. 2.

LISA GILL, J.

No one appears for respondent No. 2 despite service.

The petitioner prays for grant of anticipatory bail in FIR No. 308 dated 10.07.2016 registered under Sections 498A, 323, 506, 34 Indian Penal Code (for short 'IPC') at Police Station Safidon, District Jind.

It is submitted that the allegations levelled in the FIR were false. The allegations were raised against five persons out of them three were found innocent. The police proceeded against the petitioner and his mother – Smt. Kanwalpati only. Smt. Kanwalpati was granted the concession of anticipatory bail on 30.09.2016 by the learned Additional sessions Judge, Jind. The petitioner has since joined investigation. No recoveries are to be effected from him.

Learned counsel for the State, on instructions from ASI Kuldeep, Police Station Safidon, Jind submits that the petitioner has joined investigation pursuant to order dated 22.10.2016 passed by this Court. No recoveries are to be effected from the petitioner. In fact, the challan/report under Section 173 Cr.P.C. has also been submitted.

There are no allegations on behalf of the State that 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 of the case but without expressing any opinion on the merits of the controversy, it is considered just and expedient to allow this petition. In view of the above, order dated 22.10.2016 is made absolute.

January 27, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No