

**CRM-M-39416-2017**

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

**CRM-M-39416-2017 (O & M)**

**Date of Decision:12.12.2017**

Gaurav Punia

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Ms. Deepshikha Chauhan, Advocate,  
for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

**INDERJIT SINGH, J.**

Petitioner-Gaurav Punia has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.221 dated 29.09.2017, registered at Police Station Qila Panipat, District Panipat, under Sections 328, 365, 379-B, 384 and 34 of IPC.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

At the time of arguments, learned State counsel stated that offences under Sections 328 and 384 of IPC in respect of demanding amount etc. have already been deleted.

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In pursuance of the interim order dated 06.11.2017 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No recovery has been effected from the present petitioner. Moreover, he is not named in the FIR.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in this petition, the same is allowed. The order dated 06.11.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

**12.12.2017**

parveen kumar

**(INDERJIT SINGH)  
JUDGE**

|              |                           |   |     |
|--------------|---------------------------|---|-----|
| <b>Note:</b> | Whether speaking/reasoned | : | Yes |
|              | Whether reportable        | : | No  |