

**208-A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-42569-2016(O&M)

Date of decision-10.01.2017

Mahesh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. S.P.Soi, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Naresh Kumar.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in FIR No.127 dated 04.11.2016, registered under Sections 148, 332, 353, 186 and 506 read with Section 149 of Indian Penal Code (in short 'IPC') at Police Station Rohari, District Rewari.

On 30.11.2016, this Court had passed the following order:-

“Contends that complainant-ASI Suresh Kumar did not suffer any injury.

Notice of motion.

Mr. Neeraj Poswal, AAG, Haryana, accepts notice on behalf of the respondent-State. A complete copy of the paper book has been furnished to the learned State counsel, in the Court.

Meanwhile, in the event of arrest of the petitioner(s) 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.

Post again on 10.01.2017.

To be heard along with CRM-M-41704-2016.”

It is contended that in pursuance of the order dated 30.11.2016, the petitioner has joined the investigation. The learned State counsel, on instructions submits that 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 30.11.2016, 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

January 10, 2017

vanita

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