

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

CRM No.M-43417 of 2016 (O&M)

Date of decision: January 13, 2017

Sanju Legha

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bipan Ghai, Senior Advocate with
Mr. Deepanshu Mehta, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

INDERJIT SINGH, J.

Petitioner-Sanju Legha has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.115 dated 04.11.2016, registered at Police Station Baragudha, District Sirsa, under Section 120-B, 307 and 506 of Indian Penal Code.

Notice of motion was issued in this case.

Learned State counsel has appeared 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. Police record has also been perused.

From the record, I find that the present FIR was got registered by complainant-Manju. The only allegation against the petitioner is that husband of the complainant has love affair with the petitioner and the petitioner put pressure upon the complainant for performing their marriage.

As per prosecution version, the petitioner was not present on the spot. Even no attribution is there against the petitioner and the only allegation is under Section 120-B of Indian Penal Code. The petitioner has already joined the investigation in compliance of order dated 05.12.2016, passed by this Court. She is not required for custodial interrogation. No useful purpose would be served by sending the petitioner to custody.

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 merit in this petition and the same is allowed. The order dated 05.12.2016, 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.

January 13, 2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned

:

No

Whether Reportable

:

No