

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM No.M-7140 of 2017(O&M)
Date of decision:28.04.2017

Ravi and others ... Petitioners

Vs.

State of Haryana ... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mohd. Arshad, Advocate, for the petitioners.

Mr. Deepak K. Grewal, DAG., Haryana.

...
TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.088, dated 12.02.2017, under Sections 323, 34, 427, 452 and 506 IPC registered at Police Station Saran District Faridabad.

On 3rd March, 2017, the following order was passed by this Court:

“Counsel would contend that the allegations on the face of it are improbable. A false story has been concocted only to attract offence under sections 427 and 452 I.P.C. It is also the contention raised by counsel appearing for the petitioners that during the course of investigation offence under section 323 I.P.C has been deleted.

Learned State counsel upon instructions from ASI Manoj Kumar does not dispute such factual development.

List on 28.4.2017.

In the meanwhile, petitioners are directed to join investigation.

In the event of arrest, the petitioners shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioners shall join investigation as and when called upon to do so and they shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Manoj Kumar, appraises the Court that the petitioners have since joined investigation. That apart, the observations made by this Court in the order dated 3rd March, 2017 have gone unrebutted.

Under such circumstances, custodial interrogation of the petitioners would not be warranted.

Prayer is allowed. Order dated 3rd March, 2017 passed by this Court is made absolute.

Disposed of.

28.04.2017

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**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |