

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

Crl. Misc. M-29467 of 2017 (O&M)
Date of Decision: July 27, 2018

Wg. Cdr. Pawan Goyal

...Petitioner

Versus

State of UT Chandigarh

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Gagandeep Toni, Advocate
for the petitioner.

Mr. Gautam Dutt, Addl. P.P. U.T., Chandigarh.

None for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in FIR No.63 dated 13.06.2017, under Section 498-A of Indian Penal Code, registered at Police Station Women, Chandigarh.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and on the direction of this Court, has joined the investigation. It is also contended that nothing is to be recovered from him. It is submitted that the mediation process has failed.

Learned State counsel, on instructions from the Investigating Officer submits that petitioner has joined the investigation and he is not

required for the custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 11.08.2017 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure. While disposing of this petition, the petitioner herein is directed to appear before the Investigating Officer within a period of two weeks from today and furnish his undertaking that he will not resort to any violence against the complainant.

July 27, 2018
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No