

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-37873-2018 (O&M)

Date of Decision:-03.10.2018.

Roje Khan

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. S.K. Tripathi, Advocate for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

P.B. BAJANTHRI, J. (Oral)

In this petition, petitioner is seeking anticipatory bail under the provisions of Section 438 Cr.P.C. in FIR No.19 dated 29.01.2018 under Sections 328/343/365/420/120-B IPC, registered at Police Station Sohna, District, Gurugram.

2.) Learned counsel for the petitioners submitted that petitioner is in custody since 23.03.2018 and the co-accused has been extended the benefit of anticipatory bail by this Court on 27.08.2018 (in CRM-M-22553-2018). No useful purpose would be served by detaining the petitioner. Petitioner is ready to join the proceeding and shall remain bound by the conditions as imposed on him.

3.) Learned State counsel has not disputed the petitioners' contention. He further submitted that petitioner is not required for custodial

interrogation in the present case.

4.) In view of these facts and circumstances read with the fact that co-accused Imran has been extended the benefit of bail by this Court on 27.08.2018 (in CRM-M-22553-2018), without expressing any opinion on the merits of case, petitioner is entitled to the benefit of anticipatory bail. Petitioner is directed to appear before the Trial Court and join the proceeding. In the event of his appearance, Trial Court is directed to release the petitioner on anticipatory bail subject to his furnishing bail bonds to the entire satisfaction of the Trial Court. Petitioner shall remain bound by the conditions as envisaged in Section 438 (2) of Cr.P.C.

5.) The petitioner shall not in any way indulge in any criminal activities and he shall not influence the witnesses or otherwise interfere with the fair trial.

6.) Petition stands allowed.

(P.B. BAJANTHRI)
JUDGE

October 03, 2018.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.