

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-46312-2017(O&M)

Date of Decision: 18.04.2018

Mukesh Kumar

--Petitioner

Versus

State of Haryana

--Respondent

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

Present:- Mr. K.S. Brar, Advocate for the petitioner.

Mr. Deepak K. Grewal, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J (Oral)

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.1052 dated 7.10.2017 under section 79 of the Juvenile Justice (Care and Protection of Children) Act, 2015, registered at Police Station, City Panipat.

On 6.12.2017, while issuing notice of motion, the following order was passed by this Court:-

“Inter alia contends that the provision of Section 79 of the Juvenile Justice (Care and Protection of Children) Act, 2015 and The Bonded Labour System (Abolition) Act, 1976 are not attracted as there are no averments in the allegations of the prosecution that the child was kept as bonded labour.

Notice of motion for 18.4.2018.

Meanwhile, in the event of arrest, the petitioner be admitted to interim bail on his furnishing bail bonds to the satisfaction of arresting/Investigating Officer; that he will join investigation and will abide by conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Kaptan Singh would apprise the Court that the petitioner has since joined investigation. State counsel takes a categorical stand that against the backdrop of the allegations, custodial interrogation of the petitioner is not required.

Accordingly, the present petition is allowed. The order dated 6.12.2017, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

18.04.2018

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