

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

**Crl. Misc. M-47480-2017 (O&M)**

Date of Decision: September 10, 2018

Sunil

...Petitioner

Versus

Union Territory, Chandigarh

...Respondent

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. Vinod S. Bhardwaj, Advocate  
for the petitioner.

Mr. Gautam Dutt, Addl. P.P., UT, Chandigarh.

Ms. Gurleen Kaur, Advocate  
for the complainant.

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**JAISHREE THAKUR, J. (Oral)**

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioners in the event of arrest in FIR No. 370 dated 26.09.2018 under Sections 327, 377 and 506 of the Indian Penal Code, registered at Police Station South, Sector 34, 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.

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 13.12.2017 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 confirming the anticipatory bail of the petitioner, it is made clear that he would not misuse any videos/images taken on his mobile phone or educational/other documents pertaining to the complainant.

**September 10, 2018**  
*seema*

**(JAISHREE THAKUR)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
Yes/No