

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

Crl. Misc. M-47682 of 2017 (O&M)
Date of Decision: May 22, 2018

Meena Bhatia and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Y.S. Turka, Advocate
for the petitioners.

Ms. Gaganpreet Kaur, AAG Haryana.

Mr. Gagneshwar Walia, Legal Aid Counsel
for respondent No.2.

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 FIR No.918 dated 24.11.2017, under Sections 354-A, 506, 34 of the Indian Penal Code and Section 8 of POCSO Act, registered at Police Station Mujessar, Faridabad.

It is pertinent to mention herein that during the pendency of this petition on 02.02.2018, learned counsel appearing on behalf of the respondent-State submitted that during investigation, petitioner No.1-Meena Bhatia has been found to be innocent.

Learned counsel appearing on behalf of petitioner No.2-Anil Bhatia contends that petitioner No.2 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 counsel appearing on behalf of the respondent-State, on instructions from the Investigating Officer, submits that petitioner No.2 has joined the investigation and he is not required for the custodial interrogation.

In view of the facts that petitioner No.2 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 02.02.2018 granting interim bail to petitioner No.2 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.

May 22, 2018
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No