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

Crl. Misc. M-48753 of 2017 (O&M)
Date of Decision: February 09, 2018

Nitish Yadav

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Manish Soni, Advocate
for the petitioner.

Mr. P.P. Chahar, DAG Haryana.

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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 petitioner in the event of arrest in FIR No.618 dated 20.08.2017, under Sections 147, 149, 323, 354-B, 452, 506 of the Indian Penal Code (Section 325 IPC added later on), registered at Police Station Sector 10, Gurugram, District Gurugram.

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 the petitioner has joined the investigation and he is not

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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 19.01.2018 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.

(JAISHREE THAKUR)
JUDGE

February 09, 2018
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Whether speaking/reasoned Yes
Whether reportable Yes/No

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