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

CRM-M-10491 of 2019

Date of decision: July 18, 2019

Vipin Goel

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sunil Panwar, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner, in FIR No.177 dated 24.05.2018, under Sections 302, 34 of Indian Penal Code, 1860, registered at Police Station Tauru, District Nuh.

As per prosecution case, petitioner along with other co-accused murdered brother of the complainant, namely Madhusudhan.

On 13.03.2019, while issuing notice of motion, this Court has passed the following order:-

“Learned counsel for the petitioner submits that a thorough investigation was conducted to verify the role of the petitioner and on the basis of call details and other material collected during investigation, the petitioner was not found to be involved and he was not challaned. Learned counsel further submits that the petitioner has been summoned under Section 319 Cr.P.C. The petitioner is ready to join the Court proceedings and to abide by all terms and conditions to be

imposed by this Court or by the trial Court.

Notice of motion for 01.05.2019.

Meanwhile, the petitioner is directed to appear/surrender before the trial Court on the next date of hearing i.e. 26.03.2019 and in case, he appears/surrenders before the trial Court, he shall be released on interim bail on his furnishing bail/surety bonds to its satisfaction.”

Contends that in terms of order dated 13.03.2019 passed by this Court, petitioner has joined proceedings before the learned trial Court and is appearing regularly.

The above factual position is duly acknowledged by learned State counsel, on instructions from Head Constable Anil.

In view of the above, order dated 13.03.2019 granting interim bail to the petitioner, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

July 18, 2019

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Whether speaking/ reasoned: **Yes**

Whether Reportable: **No**